

agreed to, at 5 o'clock and 20 minutes p.m., the House adjourned until 10:30 a.m. on Monday, August 31, 1995.

¶104.28 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. ROBERTS: Committee on Agriculture. H.R. 714. A bill to establish the Midewin National Tallgrass Prairie in the State of Illinois, and for other purposes; with an amendment (Rept. No. 104-191 Pt. 2). Ordered to be printed.

Mr. WALKER: Committee on Science. H.R. 1601. A bill to authorize appropriations to the National Aeronautics and Space Administration to develop, assemble, and operate the international space station; with an amendment (Rept. No. 104-210). Referred to the Committee of the Whole House on the State of the Union.

Mr. YOUNG of Alaska: Committee on Resources. H.R. 629. A bill to authorize the Secretary of the Interior to participate in the operation of certain visitor facilities associated with, but outside the boundaries of, Rocky Mountain National Park in the State of Colorado (Rept. No. 104-211). Referred to the Committee of the Whole House on the State of the Union.

Mr. PACKARD: Committee of Conference. Conference report on H.R. 1854. A bill making appropriations for the legislative branch for the fiscal year ending September 30, 1996, and for other purposes (Rept. No. 104-212). Ordered to be printed.

Mr. DIAZ-BALART: Committee on Rules. House Resolution 204. Resolution providing for the consideration of S. 21, terminating the United States embargo on Bosnia and Herzegovina (Rept. No. 104-213). Referred to the House Calendar.

Mr. GOSS: Committee on Rules. House Resolution 205. Resolution providing for the consideration of H.R. 2126, Department of Defense appropriations for fiscal year 1996 (Rept. No. 104-214). Referred to the House Calendar.

¶104.29 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 5 of rule X the following action was taken by the Speaker:

H.R. 714. Referral to the Committees on National Security and Commerce extended for a period ending not later than August 4, 1995.

¶104.30 PUBLIC BILLS AND RESOLUTIONS

Under clause 5 of rule X and clause 4 of rule XXII, public bills and resolutions were introduced and severally referred as follows:

By Mr. ENGLISH of Pennsylvania (for himself, Mr. ENSIGN, and Mr. FRAZER):

H.R. 2138. A bill to amend the Internal Revenue Code of 1986 to provide a tax credit for investment necessary to revitalize communities within the United States, and for other purposes; to the Committee on Ways and Means.

By Mr. LAFALCE:

H.R. 2139. A bill to establish a commission to study the question of adding the Niagara River Gorge to the Wild and Scenic River System; to the Committee on Resources.

By Mrs. SCHROEDER (for herself, Mr. ACKERMAN, Mr. RAMSTAD, Mrs. MALONEY, Mr. ENGEL, Ms. NORTON, Ms. VELAZQUEZ, Mr. ROMERO-

BARCELO, Mr. DELLUMS, Mr. DEFazio, Mr. MANTON, Mr. FROST, Ms. JACKSON-LEE, Mr. HILLIARD, Mr. EVANS, Ms. LOFGREN, Mr. WAXMAN, Mr. WYNN, Mr. FRANK of Massachusetts, Mr. UNDERWOOD, Mr. GEJDENSON, Mr. YATES, Mr. REYNOLDS, and Mr. SMITH of New Jersey):

H.R. 2140. A bill to amend title I of the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to permit the creation or assignment of rights to employee pension benefits if necessary to satisfy a judgment against a plan participant or beneficiary for physically, sexually, or emotionally abusing a child; to the Committee on Economic and Educational Opportunities, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHAYS (for himself, Mr. LUTHER, Mrs. WALDHOLTZ, Mr. BARRETT of Wisconsin, Mr. KLUG, Mr. CASTLE, Mr. MINGE, Mr. MCHALE, Mr. DEAL of Georgia, Mr. DICKEY, Mr. ZIMMER, Mr. MEEHAN, and Mr. INGLIS of South Carolina):

H.R. 2141. A bill to amend the Federal Election Campaign Act of 1971 to provide for a reduction in the limitation amount for multi-candidate political committee contributions to candidates, and for other purposes; to the Committee on House Oversight.

¶104.31 MEMORIALS

Under clause 4 of rule XXII,

144. The SPEAKER presented a memorial of the Senate of the State of Texas, relative to petitioning the Secretary of Health and Human Services to award to the Texas Council on Family Violence the National Domestic Violence Hotline Grant to set up a national hotline for victims of domestic violence; to the Committee on Economic and Educational Opportunities.

¶104.32 ADDITIONAL SPONSORS

Under clause 4 of rule XXII, sponsors were added to public bills and resolutions as follows:

H.R. 65: Mr. DELLUMS, Mr. JACOBS, and Mr. BRYANT of Tennessee.

H.R. 109: Ms. DANNER, Mr. HALL of Texas, Mr. BRYANT of Tennessee, Mr. DIAZ-BALART, and Mr. LAUGHLIN.

H.R. 303: Mr. BRYANT of Tennessee.

H.R. 427: Mr. WICKER, Mr. MANZULLO, Mr. CONDIT, and Mr. BILBRAY.

H.R. 436: Mr. HORN, Mr. STOCKMAN, and Mr. HERGER.

H.R. 528: Mr. STENHOLM.

H.R. 533: Mr. HUTCHINSON and Mr. MATSUI.

H.R. 743: Mr. CALVERT and Mr. PARKER.

H.R. 789: Mr. BAESLER.

H.R. 798: Mr. MARKEY.

H.R. 883: Mrs. SCHROEDER.

H.R. 899: Mr. TORKILDSEN, Mr. FRISA, Mr. FRANKS of Connecticut, and Mr. SCHIFF.

H.R. 995: Mr. TRAFICANT, Mr. BOEHLERT, Mr. ROYCE, Mr. DICKEY, Mr. PACKARD, and Mr. NEY.

H.R. 1000: Mr. LUTHER.

H.R. 1090: Mr. YOUNG of Florida.

H.R. 1114: Mr. COLLINS of Georgia, Mr. SHAW, and Mrs. VUCANOVICH.

H.R. 1161: Ms. EDDIE BERNICE JOHNSON of Texas.

H.R. 1162: Mr. RAMSTAD, Mr. MCKEON, and Mr. WHITFIELD.

H.R. 1172: Mr. BONILLA.

H.R. 1204: Mr. LIVINGSTON.

H.R. 1234: Mr. STUMP.

H.R. 1242: Ms. ROS-LEHTINEN and Mr. NEY.

H.R. 1309: Mr. ANDREWS, Mr. DAVIS, and Ms. WOOLSEY.

H.R. 1454: Ms. LOFGREN.

H.R. 1627: Mr. BATEMAN, Mr. CHAPMAN, Mr. MILLER of Florida, Mr. SKELTON, Mr. RIGGS, Mr. VOLKMER, Mr. MCCOLLUM, Mr. FARR, Mr. TATE, Mr. PAYNE of Virginia, Mr. HUNTER, and Mr. CRAMER.

H.R. 1707: Mr. CARDIN, Mr. KLECZKA, and Mr. LEWIS of Georgia.

H.R. 1753: Mr. CLYBURN, Mr. DELLUMS, Mr. CHAPMAN, Mr. NEAL of Massachusetts, Mr. BALLENGER, Mr. HORN, Mr. QUINN, Mr. SMITH of New Jersey, Ms. DANNER, Mr. CANADY, Mr. DIAZ-BALART, Mr. JEFFERSON, and Mrs. CLAYTON.

H.R. 1872: Ms. PRYCE, Mr. BARRETT of Wisconsin, Mr. RICHARDSON, Mr. FLAKE, Mr. KLECZKA, and Mrs. KELLY.

H.R. 1885: Mr. FOX and Mr. COBLE.

H.R. 1915: Mr. KINGSTON, Mr. TAYLOR of North Carolina, Mr. ROGERS, Mr. SOLOMON, Mr. ROBERTS, Mr. EVERETT, Mr. DOOLITTLE, Mr. HEFLEY, Mr. SCHAEFER, Mr. GOSS, Mr. BUNNING of Kentucky, Mr. PARKER, Mr. TAYLOR of Mississippi, Mr. EMERSON, Mr. BOUCHER, Mr. SHUSTER, Mr. FIELDS of Texas, Mr. QUILLEN, Mr. HALL of Texas, Mr. HOEKSTRA, Mr. MCCRERY, Mr. STEARNS, Mr. BURTON of Indiana, Mr. LEWIS of Kentucky, Mr. BAKER of Louisiana, Mr. BACHUS, and Mr. LIGHTFOOT.

H.R. 1932: Mr. OBERSTAR, Mr. CALLAHAN, Mr. TATE, Mr. ROEMER, Mr. WAMP, Mr. DICKEY, and Mr. DORNAN.

H.R. 1950: Mr. LIPINSKI, Mr. KLECZKA, Mr. NADLER, and Mr. ACKERMAN.

H.R. 2013: Mr. TALENT and Mr. FILNER.

H.R. 2024: Mr. ACKERMAN and Mr. DEUTSCH.

H.R. 2026: Mr. OXLEY, Mr. MYERS of Indiana, Mr. LANTOS, Ms. RIVERS, Mr. COLEMAN, and Mr. REGULA.

H.R. 2078: Mr. MCHUGH.

H.R. 2101: Mrs. MORELLA.

H.R. 2104: Mr. UNDERWOOD.

H. Con. Res. 78: Mr. STARK, Mr. YATES, and Mr. PALLONE.

H. Res. 30: Mr. NETHERCUTT.

¶104.33 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 4 of rule XXII, sponsors were deleted from public bills and resolutions as follows:

H.R. 1289: Mrs. SCHROEDER.

MONDAY, JULY 31, 1995 (105)

¶105.1 DESIGNATION OF SPEAKER PRO TEMPORE

The House was called to order, at 10:30 a.m., by the SPEAKER pro tempore, Mr. EVERETT, who laid before the House the following communication:

WASHINGTON, DC,

July 31, 1995.

I hereby designate the Honorable TERRY EVERETT to act as Speaker pro tempore on this day.

NEWT GINGRICH,

Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Friday, May 12, 1995, Members were recognized for "morning hour" debates.

¶105.2 RECESS—10:48 A.M.

The SPEAKER pro tempore, Mr. EVERETT, pursuant to clause 12 of rule I, declared the House in recess until 12 o'clock noon.

¶105.3 AFTER RECESS—12:00 NOON

The SPEAKER pro tempore, Mr. EVERETT, called the House to order.

¶105.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. EVERETT, announced he had examined and approved the Journal of the proceedings of Friday, July 28, 1995.

Pursuant to clause 1, rule I, the Journal was approved.

¶105.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XXIV, were referred as follows:

1281. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on International Relations.

1282. A letter from the Administrator, Agency for International Development, transmitting the quarterly update report on development assistant program allocations as of March 31, 1995, pursuant to 22 U.S.C. 2413(a); to the Committee on International Relations.

1283. A letter from the Administrator, Federal Aviation Administration, transmitting the administration's final environmental impact statement [FEIS] on the effects of the implementation of the expanded east coast plan over the State of New Jersey, pursuant to Public Law 101-508, section 9119(c) (104 Stat. 1388-369); to the Committee on Transportation and Infrastructure.

¶105.6 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate had passed with amendments in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 1817. An Act making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1996, and for other purposes.

The message also announced that the Senate insists upon its amendments to the bill (H.R. 1817) "An Act making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1996, and for other purposes," requests a conference with the House on the disagreeing votes of the two Houses thereon, and appoints Mr. BURNS, Mr. STEVENS, Mr. SHELBY, Mr. GREGG, Mr. REID, Mr. INOUE, and Mr. BYRD, to be the conferees on the part of the Senate.

¶105.7 COMMITTEES AND SUBCOMMITTEES TO SIT

On motion of Mr. EMERSON, by unanimous consent, the following committees and their subcommittees were granted permission to sit during the 5-minute rule today: the Committee on Government Reform and Oversight, the Committee on International Relations, and the Committee on the Judiciary.

¶105.8 MIDWIN NATIONAL TALLGRASS PRAIRIE

On motion of Mr. EMERSON, by unanimous consent, the Committee on Commerce and the Committee on Na-

tional Security were discharged from further consideration of the bill (H.R. 714) to establish the Midwin National Tallgrass Prairie in the State of Illinois, and for other purposes.

When said bill was considered and read twice.

The following amendment in the nature of a substitute, recommended by the Committee on Agriculture was considered:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE AND TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the "Illinois Land Conservation Act of 1995".

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title and table of contents.

Sec. 2. Definitions.

TITLE I—CONVERSION OF JOLIET ARMY AMMUNITION PLANT TO MIDWIN NATIONAL TALLGRASS PRAIRIE

Sec. 101. Principles of transfer.

Sec. 102. Transfer of management responsibilities and jurisdiction over Arsenal.

Sec. 103. Continuation of responsibility and liability of Secretary of the Army for environmental cleanup.

Sec. 104. Establishment and administration of Midwin National Tallgrass Prairie.

Sec. 105. Special management requirements for Midwin National Tallgrass Prairie.

Sec. 106. Special disposal rules for certain Arsenal parcels intended for MNP.

TITLE II—OTHER REAL PROPERTY DISPOSALS INVOLVING JOLIET ARMY AMMUNITION PLANT

Sec. 201. Disposal of certain real property at Arsenal for a national cemetery.

Sec. 202. Disposal of certain real property at Arsenal for a county landfill.

Sec. 203. Disposal of certain real property at Arsenal for economic development.

TITLE III—MISCELLANEOUS PROVISIONS

Sec. 301. Degree of environmental cleanup.

SEC. 2. DEFINITIONS.

For purposes of this Act:

(1) The term "Administrator" means the Administrator of the United States Environmental Protection Agency.

(2) The term "agricultural purposes" means the use of land for row crops, pasture, hay, and grazing.

(3) The term "Arsenal" means the Joliet Army Ammunition Plant located in the State of Illinois.

(4) The acronym "CERCLA" means the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9601 et seq.).

(5) The term "Defense Environmental Restoration Program" means the program of environmental restoration for defense installations established by the Secretary of Defense under section 2701 of title 10, United States Code.

(6) The term "environmental law" means all applicable Federal, State, and local laws, regulations, and requirements related to protection of human health, natural and cultural resources, or the environment, including CERCLA, the Solid Waste Disposal Act (42 U.S.C. 6901 et seq.), the Federal Water Pollution Control Act (33 U.S.C. 1251 et seq.), the Clean Air Act (42 U.S.C. 7401 et seq.), the

Federal Insecticide, Fungicide, and Rodenticide Act (7 U.S.C. 136 et seq.), the Toxic Substances Control Act (15 U.S.C. 2601 et seq.), and the Safe Drinking Water Act (42 U.S.C. 300f et seq.).

(7) The term "hazardous substance" has the meaning given such term by section 101(14) of CERCLA (42 U.S.C. 9601(14)).

(8) The abbreviation "MNP" means the Midwin National Tallgrass Prairie established pursuant to section 104 and managed as a part of the National Forest System.

(9) The term "national cemetery" means a cemetery established and operated as part of the National Cemetery System of the Department of Veterans Affairs and subject to the provisions of chapter 24 of title 38, United States Code.

(10) The term "person" has the meaning given such term by section 101(21) of CERCLA (42 U.S.C. 9601(21)).

(11) The term "pollutant or contaminant" has the meaning given such term by section 101(33) of CERCLA (42 U.S.C. 9601(33)).

(12) The term "release" has the meaning given such term by section 101(22) of CERCLA (42 U.S.C. 9601(22)).

(13) The term "response action" has the meaning given the term "response" by section 101(25) of CERCLA (42 U.S.C. 9601(25)).

TITLE I—CONVERSION OF JOLIET ARMY AMMUNITION PLANT TO MIDWIN NATIONAL TALLGRASS PRAIRIE**SEC. 101. PRINCIPLES OF TRANSFER.**

(a) LAND USE PLAN.—The Congress ratifies in principle the proposals generally identified by the land use plan which was developed by the Joliet Arsenal Citizen Planning Commission and unanimously approved on May 30, 1995.

(b) TRANSFER WITHOUT REIMBURSEMENT.—The area constituting the Midwin National Tallgrass Prairie shall be transferred, without reimbursement, to the Secretary of Agriculture.

(c) MANAGEMENT OF MNP.—Management by the Secretary of Agriculture of those portions of the Arsenal transferred to the Secretary under this Act shall be in accordance with sections 104 and 105 regarding the Midwin National Tallgrass Prairie.

(d) SECURITY MEASURES.—The Secretary of the Army and the Secretary of Agriculture shall each provide and maintain physical and other security measures on such portion of the Arsenal as is under the administrative jurisdiction of such Secretary. Such security measures (which may include fences and natural barriers) shall include measures to prevent members of the public from gaining unauthorized access to such portions of the Arsenal as are under the administrative jurisdiction of such Secretary and that may endanger health or safety.

(e) COOPERATIVE AGREEMENTS.—The Secretary of the Army, the Secretary of Agriculture, and the Administrator are individually and collectively authorized to enter into cooperative agreements and memoranda of understanding among each other and with other affected Federal agencies, State and local governments, private organizations, and corporations to carry out the purposes for which the Midwin National Tallgrass Prairie is established.

(f) INTERIM ACTIVITIES OF THE SECRETARY OF AGRICULTURE.—Prior to transfer and subject to such reasonable terms and conditions as the Secretary of the Army may prescribe, the Secretary of Agriculture may enter upon the Arsenal property for purposes related to planning, resource inventory, fish and wildlife habitat manipulation (which may include prescribed burning), and other such activities consistent with the purposes for which the Midwin National Tallgrass Prairie is established.

SEC. 102. TRANSFER OF MANAGEMENT RESPONSIBILITIES AND JURISDICTION OVER ARSENAL.

(a) **INITIAL TRANSFER OF JURISDICTION.**—Within 6 months after the date of the enactment of this Act, the Secretary of the Army shall effect the transfer of those portions of the Arsenal property identified for transfer to the Secretary of Agriculture pursuant to subsection (d). The Secretary of the Army shall transfer to the Secretary of Agriculture only those portions of the Arsenal for which the Secretary of the Army and the Administrator concur that no further action is required under any environmental law and which therefore have been eliminated from the areas to be further studied pursuant to the Defense Environmental Restoration Program for the Arsenal. Within 4 months after the date of the enactment of this Act, the Secretary of the Army and the Administrator shall provide to the Secretary of Agriculture all existing documentation supporting such finding and all existing information relating to the environmental conditions of the portions of the Arsenal to be transferred to the Secretary of Agriculture pursuant to this subsection.

(b) **ADDITIONAL TRANSFERS.**—The Secretary of the Army shall transfer to the Secretary of Agriculture in accordance with section 106(c) any portion of the property generally identified in subsection (d) and not transferred under subsection (a) after the Secretary of the Army and the Administrator concur that no further action is required at that portion of property under any environmental law and that such portion is therefore eliminated from the areas to be further studied pursuant to the Defense Environmental Restoration Program for the Arsenal. At least 2 months before any transfer under this subsection, the Secretary of the Army and the Administrator shall provide to the Secretary of Agriculture all existing documentation supporting such finding and all existing information relating to the environmental conditions of the portion of the Arsenal to be transferred. Transfer of jurisdiction pursuant to this subsection may be accomplished on a parcel-by-parcel basis.

(c) **EFFECT ON CONTINUED RESPONSIBILITIES AND LIABILITY OF SECRETARY OF THE ARMY.**—Subsections (a) and (b), and their requirements, shall not in any way affect the responsibilities and liabilities of the Secretary of the Army specified in section 103.

(d) **IDENTIFICATION OF PORTIONS FOR TRANSFER FOR MNP.**—The lands to be transferred to the Secretary of Agriculture under subsections (a) and (b) shall be identified on a map or maps which shall be agreed to by the Secretary of the Army and the Secretary of Agriculture. Generally, the land to be transferred to the Secretary of Agriculture shall be all the real property and improvements comprising the Arsenal, except for lands and facilities described in subsection (e) or designated for disposal under section 106 or title II.

(e) **PROPERTY USED FOR ENVIRONMENTAL CLEANUP.**—

(1) **RETENTION.**—The Secretary of the Army shall retain jurisdiction, authority, and control over real property at the Arsenal to be used for—

(A) water treatment;

(B) the treatment, storage, or disposal of any hazardous substance, pollutant or contaminant, hazardous material, or petroleum products or their derivatives;

(C) other purposes related to any response action at the Arsenal; and

(D) other actions required at the Arsenal under any environmental law to remediate contamination or conditions of noncompliance with any environmental law.

(2) **CONDITIONS.**—The Secretary of the Army shall consult with the Secretary of Ag-

riculture regarding the identification and management of the real property retained under this subsection and ensure that activities carried out on that property are consistent, to the extent practicable, with the purposes for which the Midewin National Tallgrass Prairie is established, as specified in section 104(c), and with the other provisions of such section and section 105.

(3) **PRIORITY OF RESPONSE ACTIONS.**—In the case of any conflict between management of the property by the Secretary of Agriculture and any response action or other action required under environmental law to remediate petroleum products or their derivatives, the response action or other such action shall take priority.

(f) **SURVEYS.**—All costs of necessary surveys for the transfer of jurisdiction of Arsenal property from the Secretary of the Army to the Secretary of Agriculture shall be borne by the Secretary of Agriculture.

SEC. 103. CONTINUATION OF RESPONSIBILITY AND LIABILITY OF SECRETARY OF THE ARMY FOR ENVIRONMENTAL CLEANUP.

(a) **RESPONSIBILITY.**—The liabilities and responsibilities of the Secretary of the Army under any environmental law shall not transfer under any circumstances to the Secretary of Agriculture as a result of the property transfers made under section 102 or section 106, or as a result of interim activities of the Secretary of Agriculture on Arsenal property under section 101(f). With respect to the real property at the Arsenal, the Secretary of the Army shall—

(1) remain liable for environmental contamination attributed to the Army; and

(2) with respect to such contamination, continue to carry out—

(A) all response actions required under CERCLA at or related to the property;

(B) all remediation actions required under any other environmental law at or related to the property; and

(C) all actions required under any other environmental law to remediate petroleum products or their derivatives (including motor oil and aviation fuel) at or related to the property.

(b) **LIABILITY.**—

(1) **IN GENERAL.**—Nothing in this Act shall be construed to effect, modify, amend, repeal, alter, limit or otherwise change, directly or indirectly, the responsibilities or liabilities under any applicable environmental law of any person (including the Secretary of Agriculture), except as provided in paragraph (3) with respect to the Secretary of Agriculture.

(2) **LIABILITY OF SECRETARY OF THE ARMY.**—The Secretary of the Army shall retain any obligation or other liability at the Arsenal that the Secretary may have under CERCLA and other environmental laws. Following transfer of any portions of the Arsenal pursuant to this Act, the Secretary of the Army shall be accorded all easements and access to such property as may be reasonably required to carry out such obligation or satisfy such liability.

(3) **SPECIAL RULES FOR SECRETARY OF AGRICULTURE.**—The Secretary of Agriculture shall not be responsible or liable under any environmental law for matters which are in any way related directly or indirectly to activities of the Secretary of the Army, or any party acting under the authority of the Secretary in connection with the Defense Environmental Restoration Program, at the Arsenal and which are for any of the following:

(A) Costs of response actions required under CERCLA at or related to the Arsenal.

(B) Costs, penalties, or fines related to noncompliance with any environmental law at or related to the Arsenal or related to the presence, release, or threat of release of any hazardous substance, pollutant, contami-

nant, hazardous waste or hazardous material of any kind at or related to the Arsenal, including contamination resulting from migration of hazardous substances, pollutants, contaminants, hazardous materials, or petroleum products or their derivatives disposed during activities of the Department of the Army.

(C) Costs of actions necessary to remedy such noncompliance or other problem specified in subparagraph (B).

(c) **PAYMENT OF RESPONSE ACTION COSTS.**—Any Federal department or agency that had or has operations at the Arsenal resulting in the release or threatened release of hazardous substances, pollutants, or contaminants shall pay the cost of related response actions or related actions under other statutes to remediate petroleum products or their derivatives, including motor oil and aviation fuel.

(d) **CONSULTATION.**—The Secretary of Agriculture shall consult with the Secretary of the Army with respect to the Secretary of Agriculture's management of real property included in the Midewin National Tallgrass Prairie subject to any response action or other action at the Arsenal being carried out by or under the authority of the Secretary of the Army under any environmental law. The Secretary of Agriculture shall consult with the Secretary of the Army prior to undertaking any activities on the Midewin National Tallgrass Prairie that may disturb the property to ensure that such activities will not exacerbate contamination problems or interfere with performance by the Secretary of the Army of response actions at the property. In carrying out response actions at the Arsenal, the Secretary of the Army shall consult with the Secretary of Agriculture to ensure that such actions are carried out in a manner consistent with the purposes for which the Midewin National Tallgrass Prairie is established, as specified in section 104(c), and the other provisions of such section and section 105.

SEC. 104. ESTABLISHMENT AND ADMINISTRATION OF MIDEWIN NATIONAL TALLGRASS PRAIRIE.

(a) **ESTABLISHMENT.**—On the effective date of the initial transfer of jurisdiction of portions of the Arsenal to the Secretary of Agriculture under section 102(a), the Secretary of Agriculture shall establish the Midewin National Tallgrass Prairie. The MNP shall—

(1) be administered by the Secretary of Agriculture; and

(2) consist of the real property so transferred and such other portions of the Arsenal subsequently transferred under section 102(b) or 106.

(b) **ADMINISTRATION.**—

(1) **IN GENERAL.**—The Secretary of Agriculture shall manage the Midewin National Tallgrass Prairie as a part of the National Forest System in accordance with this Act and the laws, rules, and regulations pertaining to the National Forest System, except that the Bankhead-Jones Farm Tenant Act of 1937 (7 U.S.C. 1010-1012) shall not apply to the MNP.

(2) **INITIAL MANAGEMENT ACTIVITIES.**—In order to expedite the administration and public use of the Midewin National Tallgrass Prairie, the Secretary of Agriculture may conduct management activities at the MNP to effectuate the purposes for which the MNP is established, as set forth in subsection (c), in advance of the development of a land and resource management plan for the MNP.

(3) **LAND AND RESOURCE MANAGEMENT PLAN.**—In developing a land and resource management plan for the Midewin National Tallgrass Prairie, the Secretary of Agriculture shall consult with the Illinois Department of Conservation and local governments adjacent to the MNP and provide an

opportunity for public comment. Any parcel transferred to the Secretary of Agriculture under this Act after the development of a land and resource management plan for the MNP may be managed in accordance with such plan without need for an amendment to the plan.

(c) **PURPOSES OF THE MIDWIN NATIONAL TALLGRASS PRAIRIE.**—The Midwin National Tallgrass Prairie is established to be managed for National Forest System purposes, including the following:

(1) To conserve and enhance populations and habitats of fish, wildlife, and plants, including populations of grassland birds, raptors, passerines, and marsh and water birds.

(2) To restore and enhance, where practicable, habitat for species listed as proposed, threatened or endangered under the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.).

(3) To provide fish and wildlife oriented public uses at levels compatible with the conservation, enhancement and restoration of native wildlife and plants and their habitats.

(4) To provide opportunities for scientific research.

(5) To provide opportunities for environmental and land use education.

(6) To manage the land and water resources of the MNP in a manner that will conserve and enhance the natural diversity of native fish, wildlife, and plants.

(7) To conserve and enhance the quality of aquatic habitat.

(8) To provide for public recreation insofar as such recreation is compatible with the other purposes for which the MNP is established.

(d) **OTHER LAND ACQUISITION FOR MNP.**—

(1) **LAND ACQUISITION FUNDS.**—Notwithstanding section 7 of the Land and Water Conservation Fund Act of 1965 (16 U.S.C. 4601-9), monies appropriated from the Land and Water Conservation Fund established under section 2 of such Act (16 U.S.C. 4601-5) shall be available for acquisition of lands and interests in land for inclusion in the Midwin National Tallgrass Prairie.

(2) **ACQUISITION OF PRIVATE LANDS.**—Acquisition of private lands for inclusion in the Midwin National Tallgrass Prairie shall be on a willing seller basis only.

(e) **COOPERATION WITH STATES, LOCAL GOVERNMENTS AND OTHER ENTITIES.**—In the management of the Midwin National Tallgrass Prairie, the Secretary of Agriculture is authorized and encouraged to cooperate with appropriate Federal, State and local governmental agencies, private organizations and corporations. Such cooperation may include cooperative agreements as well as the exercise of the existing authorities of the Secretary under the Cooperative Forestry Assistance Act of 1978 and the Forest and Rangeland Renewable Resources Research Act of 1978. The objects of such cooperation may include public education, land and resource protection, and cooperative management among government, corporate and private landowners in a manner which furthers the purposes for which the Midwin National Tallgrass Prairie is established.

SEC. 105. SPECIAL MANAGEMENT REQUIREMENTS FOR MIDWIN NATIONAL TALLGRASS PRAIRIE.

(a) **PROHIBITION AGAINST THE CONSTRUCTION OF NEW THROUGH ROADS.**—No new construction of any highway, public road, or any part of the interstate system, whether Federal, State, or local, shall be permitted through or across any portion of the Midwin National Tallgrass Prairie. Nothing herein shall preclude construction and maintenance of roads for use within the MNP, or the granting of authorizations for utility rights-of-way under applicable Federal law, or preclude

such access as is necessary. Nothing herein shall preclude necessary access by the Secretary of the Army for purposes of restoration and cleanup as provided in this Act.

(b) **AGRICULTURAL LEASES AND SPECIAL USE AUTHORIZATIONS.**—Within the Midwin National Tallgrass Prairie, use of the lands for agricultural purposes shall be permitted subject to the following terms and conditions:

(1) If at the time of transfer of jurisdiction under section 102 there exists any lease issued by the Department of the Army, Department of Defense, or any other agency thereof, for agricultural purposes upon the parcel transferred, the Secretary of Agriculture, upon transfer of jurisdiction, shall convert the lease to a special use authorization, the terms of which shall be identical in substance to the lease that existed prior to the transfer, including the expiration date and any payments owed the United States.

(2) The Secretary of Agriculture may issue special use authorizations to persons for use of the Midwin National Tallgrass Prairie for agricultural purposes. Such special use authorizations shall require payment of a rental fee, in advance, that is based on the fair market value of the use allowed. Fair market value shall be determined by appraisal or a competitive bidding process. Special use authorizations issued pursuant to this paragraph shall include terms and conditions as the Secretary of Agriculture may deem appropriate.

(3) No agricultural special use authorization shall be issued for agricultural purposes which has a term extending beyond the date twenty years from the date of enactment of this Act, except that nothing in this Act shall preclude the Secretary of Agriculture from issuing agricultural special use authorizations or grazing permits which are effective after twenty years from the date of enactment of this Act for purposes primarily related to erosion control, provision for food and habitat for fish and wildlife, or other resource management activities consistent with the purposes of the Midwin National Tallgrass Prairie.

(c) **TREATMENT OF RENTAL FEES.**—Monies received pursuant to subsection (b) shall be subject to distribution to the State of Illinois and affected counties pursuant to the Acts of May 23, 1908, and March 1, 1911 (16 U.S.C. 500). All such monies not distributed pursuant to such Acts shall be covered into the Treasury and shall constitute a special fund, which shall be available to the Secretary of Agriculture, in such amounts as are provided in advance in appropriation Acts, to cover the cost to the United States of such prairie-improvement work as the Secretary may direct. Any portion of any deposit made to the fund which the Secretary determines to be in excess of the cost of doing such work shall be transferred, upon such determination, to miscellaneous receipts, Forest Service Fund, as a National Forest receipt of the fiscal year in which such transfer is made.

(d) **USER FEES.**—The Secretary of Agriculture is authorized to charge reasonable fees for the admission, occupancy, and use of the Midwin National Tallgrass Prairie and may prescribe a fee schedule providing for reduced or a waiver of fees for persons or groups engaged in authorized activities including those providing volunteer services, research, or education. The Secretary shall permit admission, occupancy, and use at no additional charge for persons possessing a valid Golden Eagle Passport or Golden Age Passport.

(e) **SALVAGE OF IMPROVEMENTS.**—The Secretary of Agriculture may sell for salvage value any facilities and improvements which have been transferred to the Secretary pursuant to this Act.

(f) **TREATMENT OF USER FEES AND SALVAGE RECEIPTS.**—Monies collected pursuant to

subsections (d) and (e) shall be covered into the Treasury and constitute a special fund to be known as the Midwin National Tallgrass Prairie Restoration Fund. Deposits in the Midwin National Tallgrass Prairie Restoration Fund shall be available to the Secretary of Agriculture, in such amounts as are provided in advance in appropriation Acts, for restoration and administration of the Midwin National Tallgrass Prairie, including construction of a visitor and education center, restoration of ecosystems, construction of recreational facilities (such as trails), construction of administrative offices, and operation and maintenance of the MNP.

SEC. 106. SPECIAL DISPOSAL RULES FOR CERTAIN ARSENAL PARCELS INTENDED FOR MNP.

(a) **DESCRIPTION OF PARCELS.**—Except as provided in subsection (b), the following areas are designated for disposal pursuant to subsection (c):

(1) Manufacturing Area—Study Area 1—Southern Ash Pile, Study Area 2—Explosive Burning Ground, Study Area 3—Flashing Grounds, Study Area 4—Lead Azide Area, Study Area 10—Toluene Tank Farms, Study Area 11—Landfill, Study Area 12—Sellite Manufacturing Area, Study Area 14—Former Pond Area, Study Area 15—Sewage Treatment Plant.

(2) Load Assemble Packing Area—Group 61: Study Area L1, Explosive Burning Ground: Study Area L2, Demolition Area: Study Area L3, Landfill Area: Study Area L4, Salvage Yard: Study Area L5, Group 1: Study Area L7, Group 2: Study Area L8, Group 3: Study Area L9, Group 3A: Study Area L10, Group 4: Study Area L14, Group 5: Study Area L15, Group 8: Study Area L18, Group 9: Study Area L19, Group 27: Study Area L23, Group 62: Study Area L25, PVC Area: Study Area L33, including all associated inventoried buildings and structures as identified in the Joliet Army Ammunition Plant Plantwide Building and Structures Report and the contaminate study sites for both the Manufacturing and Load Assembly and Packing sides of the Joliet Arsenal as delineated in the Dames and Moore Final Report, Proposed Future Land Use Map, dated May 30, 1995.

(b) **EXCEPTION.**—The parcels described in subsection (a) shall not include the property at the Arsenal designated for disposal under title II.

(c) **INITIAL OFFER TO SECRETARY OF AGRICULTURE.**—Within 6 months after the construction and installation of any remedial design approved by the Administrator and required for any lands described in subsection (a), the Administrator shall provide to the Secretary of Agriculture all existing information regarding the implementation of such remedy, including information regarding its effectiveness. Within 3 months after the Administrator provides such information to the Secretary of Agriculture, the Secretary of the Army shall offer the Secretary of Agriculture the option of accepting a transfer of the areas described in subsection (a), without reimbursement, to be added to the Midwin National Tallgrass Prairie and subject to the terms and conditions, including the limitations on liability, contained in this Act. In the event the Secretary of Agriculture declines such offer, the property may be disposed of as the Army would ordinarily dispose of such property under applicable provisions of law. Any sale or other transfer of property conducted pursuant to this subsection may be accomplished on a parcel-by-parcel basis.

TITLE II—OTHER REAL PROPERTY DISPOSALS INVOLVING JOLIET ARMY AMMUNITION PLANT

SEC. 201. DISPOSAL OF CERTAIN REAL PROPERTY AT ARSENAL FOR A NATIONAL CEMETERY.

(a) **TRANSFER REQUIRED.**—Subject to section 301, the Secretary of the Army shall transfer, without reimbursement, to the Secretary of Veterans Affairs the parcel of real property at the Arsenal described in subsection (b) for use as a national cemetery.

(b) **DESCRIPTION OF PROPERTY.**—The real property to be transferred under subsection (a) is a parcel of real property at the Arsenal consisting of approximately 982 acres, the approximate legal description of which includes part of sections 30 and 31 Jackson Township, T34N R10E, and part of sections 25 and 36 Channahon Township, T34N R9E, Will County, Illinois, as depicted in the Arsenal Land Use Concept.

(c) **SECURITY MEASURES.**—The Secretary of Veterans Affairs shall provide and maintain physical and other security measures on the real property transferred under subsection (a). Such security measures (which may include fences and natural barriers) shall include measures to prevent members of the public from gaining unauthorized access to the portion of the Arsenal that is under the administrative jurisdiction of such Secretary and that may endanger health or safety.

(d) **SURVEYS.**—All costs of necessary surveys for the transfer of jurisdiction of Arsenal properties from the Secretary of the Army to the Secretary of Veterans Affairs shall be borne solely by the Secretary of Veterans Affairs.

SEC. 202. DISPOSAL OF CERTAIN REAL PROPERTY AT ARSENAL FOR A COUNTY LANDFILL.

(a) **TRANSFER REQUIRED.**—Subject to section 301, the Secretary of the Army shall transfer, without compensation, to Will County, Illinois, all right, title, and interest of the United States in and to the parcel of real property at the Arsenal described in subsection (b), which shall be operated as a landfill by the County.

(b) **DESCRIPTION OF PROPERTY.**—The real property to be transferred under subsection (a) is a parcel of real property at the Arsenal consisting of approximately 455 acres, the approximate legal description of which includes part of sections 8 and 17, Florence Township, T33N R10E, Will County, Illinois, as depicted in the Arsenal Land Use Concept.

(c) **CONDITION ON CONVEYANCE.**—The conveyance shall be subject to the condition that the Army (or its agents or assigns) may use the landfill established on the real property transferred under subsection (a) for the disposal of construction debris, refuse, and other nonhazardous materials from the restoration and cleanup of the Arsenal property as provided for in this Act. Such use shall be at no cost to the Federal Government.

(d) **REVERSIONARY INTEREST.**—During the 5-year period beginning on the date the Secretary of the Army makes the conveyance under subsection (a), if the Secretary determines that the conveyed real property is not being operated as a landfill or that Will County, Illinois, is in violation of the condition specified in subsection (c), all right, title, and interest in and to the property, including improvements thereon, shall revert to the United States. The United States shall have the right of immediate entry onto the property. Any determination of the Secretary under this subsection shall be made on the record after an opportunity for a hearing.

(e) **SURVEYS.**—All costs of necessary surveys for the transfer of real property under this section shall be borne by Will County, Illinois.

(f) **ADDITIONAL TERMS AND CONDITIONS.**—The Secretary of the Army may require such additional terms and conditions in connection with the conveyance under this section as the Secretary considers appropriate to protect the interests of the United States.

SEC. 203. DISPOSAL OF CERTAIN REAL PROPERTY AT ARSENAL FOR ECONOMIC DEVELOPMENT.

(a) **TRANSFER REQUIRED.**—Subject to section 301, the Secretary of the Army shall transfer to the State of Illinois, all right, title, and interest of the United States in and to the parcel of real property at the Arsenal described in subsection (b), which shall be used for economic redevelopment to replace all or a part of the economic activity lost at the Arsenal.

(b) **DESCRIPTION OF PROPERTY.**—The real property to be transferred under subsection (a) is a parcel of real property at the Arsenal consisting of—

(1) approximately 1,900 acres, the approximate legal description of which includes part of section 30, Jackson Township, Township 34 North, Range 10 East, and sections or parts of sections 24, 25, 26, 35, and 36, Township 34 North, Range 9 East, in Channahon Township, an area of 9.77 acres around the Des Plaines River Pump Station located in the southeast quarter of section 15, Township 34 North, Range 9 East of the Third Principal Meridian, in Channahon Township, and an area of 511' x 596' around the Kankakee River Pump Station in the Northwest Quarter of section 5, Township 33 North, Range 9 East, east of the Third Principal Meridian in Wilmington Township, containing 6.99 acres, located along the easterly side of the Kankakee Cut-Off in Will County, Illinois, as depicted in the Arsenal Re-Use Concept, and the connecting piping to the northern industrial site, as described by the United States Army Report of Availability, dated 13 December 1993; and

(2) approximately 1,100 acres, the approximate legal description of which includes part of sections 16, 17, 18 Florence Township, Township 33 North, Range 10 East, Will County, Illinois, as depicted in the Arsenal Land Use Concept.

(c) **CONSIDERATION.**—The conveyance under subsection (a) shall be made without consideration. However, the conveyance shall be subject to the condition that, if the State of Illinois reconveys all or any part of the conveyed property to a non-Federal entity, the State shall pay to the United States an amount equal to the fair market value of the reconveyed property. The Secretary shall determine the fair market value of any property reconveyed by the State as of the time of the reconveyance, excluding the value of improvements made to the property by the State. The Secretary may treat a lease of the property as a reconveyance if the Secretary determines that the lease was used in an effort to avoid operation of this subsection. Amounts received under this subsection shall be deposited in the general fund of the Treasury for purposes of deficit reduction.

(d) **OTHER CONDITIONS OF CONVEYANCE.**—

(1) **REDEVELOPMENT AUTHORITY.**—The conveyance under subsection (a) shall be subject to the further condition that the Governor of the State of Illinois establish a redevelopment authority to be responsible for overseeing the economic redevelopment of the conveyed land.

(2) **TIME FOR ESTABLISHMENT.**—To satisfy the condition specified in paragraph (1), the redevelopment authority shall be established within one year after the date of the enactment of this Act.

(e) **REVERSIONARY INTEREST.**—During the 20-year period beginning on the date the Secretary makes the conveyance under subsection (a), if the Secretary determines that

a condition specified in subsection (c) or (d) is not being satisfied, all right, title, and interest in and to the conveyed property, including improvements thereon, shall revert to the United States. The United States shall have the right of immediate entry onto the property. Any determination of the Secretary under this subsection shall be made on the record after an opportunity for a hearing.

(f) **SURVEYS.**—All costs of necessary surveys for the transfer of real property under this section shall be borne by the State of Illinois.

(g) **ADDITIONAL TERMS AND CONDITIONS.**—The Secretary of the Army may require such additional terms and conditions in connection with the conveyance under this section as the Secretary considers appropriate to protect the interests of the United States.

TITLE III—MISCELLANEOUS PROVISIONS

SEC. 301. DEGREE OF ENVIRONMENTAL CLEANUP.

(a) **IN GENERAL.**—Nothing in this Act shall be construed to restrict or lessen the degree of cleanup at the Arsenal required to be carried out under provisions of any environmental law.

(b) **RESPONSE ACTION.**—The establishment of the Midewin National Tallgrass Prairie under title I and the additional real property disposals required under title II shall not restrict or lessen in any way any response action or degree of cleanup under CERCLA or other environmental law, or any response action required under any environmental law to remediate petroleum products or their derivatives (including motor oil and aviation fuel), required to be carried out under the authority of the Secretary of the Army at the Arsenal and surrounding areas.

(c) **ENVIRONMENTAL QUALITY OF PROPERTY.**—Any contract for sale, deed, or other transfer of real property under title II shall be carried out in compliance with all applicable provisions of section 120(h) of CERCLA and other environmental laws.

Mr. EMERSON submitted the following amendments to the committee amendment which were agreed to:

In section 105(b)(2) of the bill, strike the sentence beginning with "Such special use" and the sentence beginning with "Fair market value".

In section 201 of the bill, strike subsection (e).

The committee amendment, as amended, was agreed to.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby the bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶105.9 ROLLA, MISSOURI LAND CONVEYANCE

On motion of Mr. EMERSON, by unanimous consent, the Committee of the Whole House on the state of the Union was discharged from further consideration of the bill (H.R. 701) to authorize the Secretary of Agriculture to convey lands to the City of Rolla, Missouri.

When said bill was considered and read twice.

The following amendment in the nature of a substitute, recommended by the Committee on Agriculture, was then agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. LAND CONVEYANCE, ROLLA RANGER DISTRICT ADMINISTRATIVE SITE, ROLLA, MISSOURI.

(a) CONVEYANCE AUTHORIZED.—Subject to the terms and conditions specified in this section, the Secretary of Agriculture may sell to the city of Rolla, Missouri (in this section referred to as the "City"), all right, title, and interest of the United States in and to the following: The property identified as the Rolla Ranger District Administrative Site of the Forest Service located in Rolla, Phelps County, Missouri, encompassing ten acres more or less, the conveyance of which by C.D. and Oma A. Hazlewood to the United States was recorded on May 6, 1936, in book 104, page 286 of the Record of Deeds of Phelps County, Missouri.

(b) CONSIDERATION.—As consideration for the conveyance under subsection (a), the City shall pay to the Secretary an amount equal to the fair market value of the property as determined by an appraisal acceptable to the Secretary and prepared in accordance with the Uniform Appraisal Standards for Federal Land Acquisition as published by the Department of Justice. Payment shall be due in full within six months after the date the conveyance is made or, at the option of the City, in twenty equal annual installments commencing on January 1 of the first year following the conveyance and annually thereafter until the total amount due has been paid.

(c) DEPOSIT OF FUNDS RECEIVED.—Funds received by the Secretary under subsection (b) as consideration for the conveyance shall be deposited into the special fund in the Treasury authorized by the Act of December 4, 1967 (16 U.S.C. 484a, commonly known as the Sisk Act). Such funds shall be available, subject to appropriation, until expended by the Secretary.

(d) RELEASE.—Subject to compliance with all Federal environmental laws prior to transfer, the City, upon conveyance of the property under subsection (a), shall agree in writing to hold the United States harmless from any and all claims relating to the property, including all claims resulting from hazardous materials on the conveyed lands.

(e) REVERSION.—The conveyance under subsection (a) shall be made by quitclaim deed in fee simple subject to reversion to the United States and right of reentry upon such conditions as may be prescribed by the Secretary in the deed of conveyance or in the event the City fails to comply with the compensation requirements specified in subsection (b).

(f) CONVERSION OF HISTORIC RESOURCES.—In consultation with the State Historic Preservation Office of the State of Missouri, the Secretary shall ensure that the historic resources on the property to be conveyed are conserved by requiring, at the closing on the conveyance of the property, that the City convey an historic preservation easement to the State of Missouri assuring the right of the State to enter the property for historic preservation purposes. The historic preservation easement shall be negotiated between the State of Missouri and the City, and the conveyance of the easement shall be a condition to the conveyance authorized under subsection (a). The protection of the historic resources on the conveyed property shall be the responsibility of the State of Missouri and the City, and not that of the Secretary.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby the bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶105.10 TALLADEGA NATIONAL FOREST

On motion of Mr. EMERSON, by unanimous consent, the Committee of the Whole House on the state of the Union was discharged from further consideration of the bill (H.R. 1874) to modify the boundaries of the Talladega National Forest, Alabama.

When said bill was considered and read twice.

The following amendment in the nature of a substitute, recommended by the Committee on Agriculture, was then agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. EXPANSION OF TALLADEGA NATIONAL FOREST.

(a) BOUNDARY MODIFICATION.—The exterior boundaries of the Talladega National Forest is hereby modified to include the following described lands:

Huntsville Meridian, Township 17 South, Range 8 East, Section 34, NE¼, SW¼, and S½NW¼, Cleburne County, containing 339.40 acres, more or less.

Huntsville Meridian, Township 13 South, Range 9 East, Section 28, SE¼, Calhoun County, containing 160.00 acres, more or less.

(b) ADMINISTRATION.—(1) Subject to valid existing rights, all Federal lands described under subsection (a) are hereby added to and shall be administered as part of the Talladega National Forest, and the Secretary of the Interior shall transfer, without reimbursement, administrative jurisdiction over such lands to the Secretary of Agriculture.

(2) Nothing in this section shall be construed to affect the validity of or the terms and conditions of any existing right-of-way, easement, lease, license, or permit on lands transferred by subsection (a), except that such lands shall be administered by the Forest Service. Reissuance of any authorization shall be in accordance with the laws and regulations generally applying to the Forest Service, and the change of jurisdiction over such lands resulting from the enactment of this Act shall not constitute a ground for the denial of renewal or reissuance of such authorization.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby the bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶105.11 RECESS—1:36 P.M.

The SPEAKER pro tempore, Mr. EVERETT, pursuant to clause 12 of rule I, declared the House in recess at 1 o'clock and 36 minutes p.m., subject to the call of the Chair until 2 p.m..

¶105.12 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mr. COMBEST, called the House to order.

¶105.13 D.C. EMERGENCY HIGHWAY RELIEF

Mr. SHUSTER moved to suspend the rules and pass the bill (H.R. 2017) to authorize an increased Federal share of the costs of certain transportation

projects in the District of Columbia for fiscal years 1995 and 1996; as amended.

The SPEAKER pro tempore, Mr. COMBEST, recognized Mr. SHUSTER and Mr. RAHALL, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. COMBEST, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶105.14 ORDER OF BUSINESS—

CONSIDERATION OF AMENDMENT—H.R. 2099

On motion of Mr. LEWIS of California, by unanimous consent,

Ordered, That during the further consideration of the bill (H.R. 2099) making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for fiscal year ending September 30, 1996, and for other purposes, pursuant to the provisions of House Resolution 201, the time for consideration of the amendment of Mr. Dingell, and all amendments thereto, be limited to 30 minutes, to be equally divided and controlled by Mr. Dingell and Mr. Lewis.

¶105.15 VA—HUD APPROPRIATION, FY 1996

The SPEAKER pro tempore, Mr. WHITFIELD, pursuant to House Resolution 201 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2099) making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for fiscal year ending September 30, 1996, and for other purposes.

Mr. COMBEST, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. PORTER, assumed the Chair.

When Mr. COMBEST, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶105.16 RECESS—4:30 P.M.

The SPEAKER pro tempore, Mr. ENSIGN, pursuant to clause 12 of rule I, declared the House in recess subject to the call of the Chair.

¶105.17 AFTER RECESS—6:02 P.M.

The SPEAKER pro tempore, Mr. ENSIGN, called the House to order.

¶105.18 VA—HUD APPROPRIATION, FY 1996

The SPEAKER pro tempore, Mr. ENSIGN, pursuant to House Resolution 201 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2099) making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for fiscal year ending September 30, 1996, and for other purposes.

Mr. COMBEST, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. WALKER, assumed the Chair.

When Mr. COMBEST, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶105.19 PROVIDING FOR THE CONSIDERATION OF H.R. 2126

Mr. GOSS, by direction of the Committee on Rules, called up the following resolution (H. Res. 205):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2126) making appropriations for the Department of Defense for the fiscal year ending September 30, 1996, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill for failure to comply with clause 2(1)(6) of the rule XI, clause 7 of rule XXI, or section 306 of the Congressional Budget Act of 1974 are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. The bill shall be considered by title rather than by paragraph. Each title shall be considered as read. Points of order against provisions in the bill for failure to comply with clause 2 or 6 of rule XXI are waived. An amendment striking section 8021 and 8024 of the bill shall be considered as adopted in the House and in the Committee of the Whole. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII. Amendments so printed shall be considered as read. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendment thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered. After debate,

On motion of Mr. GOSS, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,
Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. HASTINGS of Washington, announced that the yeas had it.

Mr. LARGENT objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared	Yeas	409
	Nays	1

¶105.20 [Roll No. 601]
YEAS—409

Abercrombie	Cox	Graham
Ackerman	Coyne	Greenwood
Allard	Cramer	Gunderson
Andrews	Crane	Gutierrez
Archer	Crapo	Gutknecht
Armedy	Creameans	Hall (TX)
Bachus	Cubin	Hamilton
Baessler	Cunningham	Hancock
Baker (CA)	Danner	Hansen
Baker (LA)	Davis	Harman
Baldacci	de la Garza	Hastert
Ballenger	Deal	Hastings (FL)
Barcia	DeFazio	Hastings (WA)
Barr	DeLauro	Hayes
Barrett (NE)	DeLay	Hayworth
Barrett (WI)	Dellums	Hefley
Bartlett	Deutsch	Hefner
Barton	Diaz-Balart	Heineman
Bass	Dickey	Herger
Bateman	Dicks	Hillery
Beilenson	Dingell	Hilliard
Bentsen	Dixon	Hinchey
Bereuter	Doggett	Hobson
Berman	Dooley	Hoekstra
Bevill	Doolittle	Holden
Bilbray	Dornan	Horn
Bilirakis	Doyle	Hostettler
Bishop	Dreier	Houghton
Bliley	Duncan	Hunter
Blute	Dunn	Hutchinson
Boehlert	Durbin	Hyde
Boehner	Edwards	Inglis
Bonilla	Ehlers	Istook
Bonior	Ehrlich	Jackson-Lee
Bono	Emerson	Jacobs
Borski	Engel	Johnson (CT)
Boucher	English	Johnson (SD)
Brewster	Ensign	Johnson, E. B.
Browder	Eshoo	Johnston
Brown (CA)	Evans	Jones
Brown (FL)	Everett	Kanjorski
Brown (OH)	Ewing	Kaptur
Brownback	Farr	Kasich
Bryant (TN)	Fattah	Kelly
Bryant (TX)	Fawell	Kennedy (MA)
Bunn	Fazio	Kennedy (RI)
Bunning	Fields (LA)	Kennelly
Burr	Fields (TX)	Kildee
Burton	Filner	Kim
Buyer	Flanagan	King
Callahan	Foglietta	Kingston
Calvert	Foley	Klecicka
Camp	Forbes	Klink
Canady	Fowler	Klug
Cardin	Fox	Knollenberg
Castle	Frank (MA)	Kolbe
Chabot	Franks (NJ)	LaFalce
Chambliss	Frelinghuysen	LaHood
Chapman	Frisa	Lantos
Chenoweth	Frost	Largent
Christensen	Funderburk	Latham
Chrysler	Furse	LaTourette
Clay	Galleghy	Laughlin
Clayton	Ganske	Leach
Clement	Gejdenson	Levin
Clinger	Gekas	Lewis (CA)
Clyburn	Gephardt	Lewis (GA)
Coble	Geren	Lewis (KY)
Coleman	Gibbons	Lightfoot
Collins (GA)	Gilchrest	Lincoln
Collins (IL)	Gillmor	Linder
Collins (MI)	Gilman	Lipinski
Combest	Gonzalez	Livingston
Condit	Goodlatte	LoBiondo
Conyers	Goodling	Lofgren
Cooley	Gordon	Longley
Costello	Goss	Lucas

Luther	Peterson (FL)	Solomon
Maloney	Peterson (MN)	Souder
Manton	Petri	Spence
Manzullo	Pickett	Spratt
Markey	Pombo	Stearns
Martinez	Pomeroy	Stenholm
Martini	Porter	Stokes
Mascara	Portman	Studds
Matsui	Poshard	Stump
McCarthy	Pryce	Stupak
McCollum	Quillen	Talent
McCrery	Quinn	Tanner
McDade	Radanovich	Tate
McDermott	Rahall	Tauzin
McHale	Ramstad	Taylor (MS)
McHugh	Rangel	Taylor (NC)
McInnis	Reed	Tejeda
McIntosh	Regula	Thomas
McKeon	Richardson	Thompson
McKinney	Riggs	Thornberry
McNulty	Rivers	Thornton
Meehan	Roberts	Tiaht
Meek	Roemer	Torkildsen
Menendez	Rogers	Torres
Metcalfe	Rohrabacher	Torricelli
Mfume	Ros-Lehtinen	Towns
Mica	Rose	Trafigant
Miller (CA)	Roth	Upton
Miller (FL)	Roukema	Velazquez
Mineta	Roybal-Allard	Vento
Minge	Royce	Visclosky
Mink	Rush	Vucanovich
Molinari	Sabo	Waldholtz
Montgomery	Salmon	Walker
Moorhead	Sanders	Walsh
Moran	Sanford	Wamp
Morella	Sawyer	Ward
Murtha	Saxton	Waters
Myers	Scarborough	Watt (NC)
Myrick	Schaefer	Watts (OK)
Nadler	Schiff	Waxman
Neal	Schroeder	Weldon (FL)
Nethercutt	Schumer	Weldon (PA)
Neumann	Scott	Weller
Ney	Seastrand	White
Norwood	Sensenbrenner	Whitfield
Nussle	Serrano	Wicker
Oberstar	Shadegg	Williams
Olver	Shaw	Wilson
Ortiz	Shays	Wise
Orton	Shuster	Wolf
Owens	Sisisky	Woolsey
Oxley	Skaggs	Wyden
Packard	Skeen	Wynn
Pallone	Skelton	Yates
Parker	Slaughter	Young (FL)
Pastor	Smith (MI)	Zeliff
Paxon	Smith (NJ)	Zimmer
Payne (NJ)	Smith (TX)	
Payne (VA)	Smith (WA)	

NAYS—1

Franks (CT)

NOT VOTING—24

Becerra	Jefferson	Pelosi
Coburn	Johnson, Sam	Reynolds
Flake	Lazio	Stark
Ford (TN)	Lowey	Stockman
Green	Meyers	Thurman
Hall (OH)	Moakley	Tucker
Hoke	Mollohan	Volkmer
Hoyer	Obey	Young (AK)

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶105.21 VA—HUD APPROPRIATION, FY 1996

The SPEAKER pro tempore, Mr. HASTINGS of Washington, pursuant to House Resolution 201 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2099) making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commis-

sions, corporations, and offices for fiscal year ending September 30, 1996, and for other purposes.

Mr. COMBEST, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

¶105.22 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. DURBIN:

Page 59, line 3, insert before the period the following:

“: *Provided further*, That any limitation set forth under this heading on the use of funds shall not apply when it is made known to the Federal official having authority to obligate or expend such funds that the limitation would restrict the ability of the Environmental Protection Agency to protect humans against exposure to arsenic, benzene, dioxin, led, or any known carcinogen”.

It was decided in the } Yeas 188
negative } Nays 228

¶105.23 [Roll No. 602]

AYES—188

Abercrombie	Gonzalez	Olver
Ackerman	Gordon	Owens
Andrews	Gutierrez	Pallone
Baldacci	Hamilton	Pastor
Barcia	Harman	Payne (NJ)
Barrett (WI)	Hastings (FL)	Pelosi
Beilenson	Hefner	Peterson (FL)
Berman	Hilliard	Peterson (MN)
Bevill	Hinchev	Pomeroy
Bishop	Horn	Porter
Blute	Jacobs	Poshard
Boehlert	Jefferson	Quinn
Bonior	Johnson (CT)	Rahall
Borski	Johnson (SD)	Ramstad
Boucher	Johnson, E. B.	Rangel
Browder	Johnston	Reed
Brown (CA)	Kanjorski	Richardson
Brown (FL)	Kaptur	Rivers
Brown (OH)	Kennedy (MA)	Roemer
Bryant (TX)	Kennedy (RI)	Roukema
Bunn	Kennelly	Roybal-Allard
Cardin	Kildee	Sabo
Castle	Klecza	Sanders
Clay	Klug	Sanford
Clayton	LaFalce	Sawyer
Clement	Lantos	Saxton
Clyburn	Lazio	Schroeder
Coleman	Leach	Schumer
Collins (IL)	Levin	Scott
Collins (MI)	Lewis (GA)	Serrano
Conyers	Lincoln	Shays
Costello	Lipinski	Skaggs
Coyne	LoBiondo	Slaughter
Davis	Lofgren	Smith (NJ)
DeFazio	Lowey	Spratt
DeLauro	Luther	Stokes
Dellums	Maloney	Studds
Deutsch	Manton	Stupak
Dicks	Markey	Taylor (MS)
Dixon	Martinez	Thompson
Doggett	Martini	Torkildsen
Durbin	Mascara	Torres
Engel	Matsui	Torricelli
Eshoo	McCarthy	Towns
Evans	McDermott	Upton
Farr	McHale	Velazquez
Fattah	McInnis	Vento
Fazio	McKinney	Visclosky
Fields (LA)	McNulty	Ward
Filner	Meehan	Waters
Foglietta	Meek	Watt (NC)
Forbes	Menendez	Waxman
Fox	Mfume	Weldon (PA)
Franks (CT)	Miller (CA)	Williams
Franks (NJ)	Mineta	Wilson
Frost	Minge	Wise
Furse	Mink	Wolf
Gejdenson	Moran	Woolsey
Gephardt	Morella	Wyden
Geren	Nadler	Wynn
Gibbons	Neal	Yates
Gilchrest	Oberstar	Zimmer
Gilman	Obey	

NOES—228

Allard	Flanagan	Myrick
Archer	Foley	Nethercutt
Army	Fowler	Neumann
Bachus	Frelinghuysen	Ney
Baessler	Frisa	Norwood
Baker (CA)	Funderburk	Nussle
Baker (LA)	Gallegly	Ortiz
Ballenger	Ganske	Orton
Barr	Gekas	Oxley
Barrett (NE)	Gillmor	Packard
Bartlett	Goodlatte	Parker
Barton	Goodling	Paxon
Bass	Goss	Payne (VA)
Bateman	Graham	Petri
Bentsen	Greenwood	Pickett
Bereuter	Gunderson	Pombo
Bilbray	Gutknecht	Portman
Bilirakis	Hall (TX)	Pryce
Bliley	Hancock	Quillen
Boehner	Hansen	Radanovich
Bonilla	Hastert	Regula
Bono	Hastings (WA)	Riggs
Brewster	Hayes	Roberts
Brownback	Hayworth	Rogers
Bryant (TN)	Hefley	Rohrabacher
Bunning	Heineman	Ros-Lehtinen
Burr	Herger	Rose
Burton	Hilleary	Roth
Buyer	Hobson	Royce
Callahan	Hoekstra	Salmon
Calvert	Holden	Scarborough
Camp	Hostettler	Schaefer
Canady	Houghton	Schiff
Chabot	Hunter	Seastrand
Chambliss	Hutchinson	Sensenbrenner
Chapman	Hyde	Shadegg
Chenoweth	Inglis	Shaw
Christensen	Istook	Shuster
Chrysler	Jackson-Lee	Sisisky
Clinger	Johnson, Sam	Skeen
Coble	Jones	Skelton
Coburn	Kasich	Smith (MI)
Collins (GA)	Kelly	Smith (TX)
Combest	Kim	Smith (WA)
Condit	King	Solomon
Cooley	Kingston	Souder
Cox	Klink	Spence
Cramer	Knollenberg	Stearns
Crane	Kolbe	Stenholm
Crapo	LaHood	Stockman
Creameans	Largent	Stump
Cubin	Latham	Talent
Cunningham	LaTourette	Tanner
Danner	Lewis (CA)	Tate
De la Garza	Lewis (KY)	Tauzin
Deal	Lightfoot	Taylor (NC)
DeLay	Linder	Tejeda
Diaz-Balart	Livingston	Thomas
Dickey	Longley	Thornberry
Dooley	Lucas	Thornton
Doolittle	Manzullo	Tiahrt
McCollum	McCrary	Trafficant
Doyle	McDade	Volkmer
Dreier	McHugh	Vucanovich
Duncan	McIntosh	Waldholtz
Dunn	McKeon	Walker
Edwards	Metcalf	Walsh
Ehlers	Mica	Wamp
Ehrlich	Miller (FL)	Watts (OK)
Emerson	Molinar	Weldon (FL)
English	Mollohan	Weller
Ensign	Montgomery	White
Everett	Moorhead	Whitfield
Ewing	Murtha	Wicker
Fawell	Myers	Young (FL)
Fields (TX)		Zeliff

NOT VOTING—18

Becerra	Hall (OH)	Reynolds
Dingell	Hoke	Rush
Flake	Hoyer	Stark
Ford	Laughlin	Thurman
Frank (MA)	Meyers	Tucker
Green	Moakley	Young (AK)

So the amendment was not agreed to.

¶105.24 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. DINGELL:

Page 59, line 23, before “to remain available” insert “(increased by \$440,000,000)”.

Page 64, line 16, after “\$320,000,000” insert (reduced by \$186,450,000)”.

It was decided in the } Yeas 155
negative } Nays 261

¶105.25 [Roll No. 603]

YEAS—155

Ackerman	Gibbons	Oberstar
Andrews	Gilchrest	Obey
Baessler	Gonzalez	Olver
Baldacci	Gordon	Owens
Barcia	Gutierrez	Pallone
Barrett (WI)	Hamilton	Pastor
Beilenson	Harman	Payne (NJ)
Bentsen	Hefner	Payne (VA)
Berman	Hilliard	Pelosi
Bishop	Hinchev	Rahall
Bonior	Holden	Rangel
Borski	Horn	Reed
Boucher	Jackson-Lee	Richardson
Brown (CA)	Jacobs	Rivers
Brown (FL)	Jefferson	Roemer
Brown (OH)	Johnson (SD)	Roukema
Bryant (TX)	Johnson, E.B.	Roybal-Allard
Cardin	Johnston	Sabo
Chapman	Kanjorski	Sanders
Clay	Kaptur	Sawyer
Clayton	Kennedy (MA)	Schroeder
Clement	Kennedy (RI)	Schumer
Clyburn	Kennelly	Scott
Coleman	Kildee	Serrano
Collins (IL)	Klecza	Shays
Collins (MI)	Klink	Sisisky
Conyers	LaFalce	Skaggs
Coyne	Lantos	Slaughter
de la Garza	Levin	Stokes
DeFazio	Lewis (GA)	Studds
DeLauro	Lipinski	Stupak
Dellums	Lofgren	Thompson
Deutsch	Lowey	Thornton
Dingell	Luther	Torres
Dixon	Maloney	Torricelli
Doggett	Manton	Towns
Doyle	Markey	Trafficant
Durbin	Mascara	Upton
Engel	Matsui	Velazquez
Eshoo	McDermott	Vento
Evans	McHale	Visclosky
Farr	McKinney	Ward
Fattah	Meehan	Watt (NC)
Fazio	Menendez	Waxman
Fields (LA)	Mfume	Weldon (PA)
Filner	Miller (CA)	Williams
Foglietta	Mineta	Wilson
Frank (MA)	Moran	Wise
Frost	Morella	Wyden
Furse	Murtha	Wynn
Gejdenson	Nadler	Zimmer
Gephardt	Neal	

NAYS—261

Abercrombie	Chenoweth	Foley
Allard	Christensen	Forbes
Archer	Chrysler	Fowler
Army	Clinger	Fox
Bachus	Coble	Franks (CT)
Baker (CA)	Coburn	Franks (NJ)
Baker (LA)	Collins (GA)	Frelinghuysen
Ballenger	Combest	Frisa
Barr	Condit	Funderburk
Barrett (NE)	Cooley	Gallegly
Bartlett	Costello	Ganske
Barton	Cox	Gekas
Bass	Cramer	Geren
Bateman	Crane	Gillmor
Bereuter	Crapo	Gilman
Bevill	Creameans	Goodlatte
Bilbray	Cubin	Goodling
Bilirakis	Cunningham	Goss
Bliley	Danner	Graham
Blute	Davis	Greenwood
Boehlert	Deal	Gunderson
Boehner	DeLay	Gutknecht
Bonilla	Diaz-Balart	Hall (TX)
Bono	Dickey	Hancock
Brewster	Dicks	Hansen
Browder	Dooley	Hastert
Brownback	Doolittle	Hastings (FL)
Bryant (TN)	Dornan	Hastings (WA)
Bunn	Dreier	Hayes
Bunning	Duncan	Hayworth
Burr	Dunn	Hefley
Burton	Ehlers	Heineman
Buyer	Ehrlich	Herger
Callahan	Emerson	Hilleary
Calvert	English	Hobson
Camp	Ensign	Hoekstra
Canady	Everett	Hostettler
Castle	Fawell	Houghton
Chabot	Fields (TX)	Hoyer
Chambliss	Flanagan	Hunter

Hutchinson	Minge	Schiff
Hyde	Mink	Seastrand
Inglis	Molinari	Sensenbrenner
Istook	Mollohan	Shadegg
Johnson (CT)	Montgomery	Shaw
Johnson, Sam	Moorhead	Shuster
Jones	Myers	Skeen
Kasich	Myrick	Skelton
Kelly	Nethercutt	Smith (MI)
Kim	Neumann	Smith (NJ)
King	Ney	Smith (TX)
Kingston	Norwood	Smith (WA)
Klug	Nussle	Solomon
Knollenberg	Ortiz	Souder
Kolbe	Orton	Spence
LaHood	Oxley	Spratt
Largent	Packard	Stearns
Latham	Parker	Stenholm
LaTourette	Paxon	Stockman
Laughlin	Peterson (FL)	Stump
Lazio	Peterson (MN)	Talent
Leach	Petri	Tanner
Lewis (CA)	Pickett	Tate
Lewis (KY)	Pombo	Tauzin
Lightfoot	Pomeroy	Taylor (MS)
Lincoln	Porter	Taylor (NC)
Linder	Portman	Tejeda
Livingston	Poshard	Thomas
LoBiondo	Pryce	Thornberry
Longley	Quillen	Tiahrt
Lucas	Quinn	Torkildsen
Manzullo	Radanovich	Volkmer
Martinez	Ramstad	Vucanovich
Martini	Regula	Waldholtz
McCarthy	Riggs	Walker
McCollum	Roberts	Walsh
McCrery	Rogers	Wamp
McDade	Rohrabacher	Waters
McHugh	Ros-Lehtinen	Watts (OK)
McInnis	Rose	Weldon (FL)
McIntosh	Roth	White
McKeon	Royce	Whitfield
McNulty	Salmon	Wicker
Meek	Sanford	Wolf
Metcalf	Saxton	Woolsey
Mica	Scarborough	Young (FL)
Miller (FL)	Schaefer	Zeliff

NOT VOTING—18

Becerra	Hall (OH)	Stark
Edwards	Hoke	Thurman
Ewing	Meyers	Tucker
Flake	Moakley	Weller
Ford	Reynolds	Yates
Green	Rush	Young (AK)

So the amendment was not agreed to.

105.26 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. ENSIGN:

Page 87, after line 25, insert the following:

SEC. 519. The amount otherwise provided in title I of this Act for "DEPARTMENT OF VETERANS AFFAIRS—VETERANS HEALTH ADMINISTRATION—MEDICAL CARE", the amount otherwise provided in title III of this Act for "NATIONAL AERONAUTICS AND SPACE ADMINISTRATION—HUMAN SPACE FLIGHT", and the amount otherwise provided in title III of this Act for "NATIONAL SCIENCE FOUNDATION—RESEARCH AND RELATED ACTIVITIES" are, respectively, increased to a total of \$16,961,000,000, reduced by \$89,500,000, and reduced by \$235,000,000.

It was decided in the { Yeas 121
negative } Nays 296

105.27

[Roll No. 604]

AYES—121

Ackerman	Chambliss	Creameans
Allard	Chenoweth	Danner
Bilbray	Christensen	DeFazio
Bishop	Clyburn	DeLauro
Bonior	Coble	Dickey
Brown (FL)	Coburn	Dingell
Brown (OH)	Collins (GA)	Durbin
Brownback	Collins (MI)	Edwards
Bryant (TX)	Condit	Engel
Burr	Conyers	Ensign
Camp	Costello	Evans
Canady	Coyne	Fattah
Chabot	Crapo	Fields (LA)

Filner	Klecza	Reed
Foglietta	Latham	Riggs
Fox	Lipinski	Rivers
Frost	LoBiondo	Roemer
Furse	Maloney	Sanders
Gejdenson	Manton	Saxton
Gephardt	Martinez	Skelton
Geran	McHugh	Smith (MI)
Gilman	McInnis	Stenholm
Goodlatte	McIntosh	Stupak
Goodling	McNulty	Tate
Gordon	Menendez	Tejeda
Gutierrez	Mink	Thompson
Hall (TX)	Molinari	Thornton
Hamilton	Montgomery	Trafigant
Hefner	Myers	Velazquez
Heineman	Norwood	Volkmer
Herger	Obey	Vucanovich
Hilleary	Orton	Ward
Holmes	Owens	Waters
Hottel	Pallone	Watts (OK)
Hutchinson	Pastor	Weller
Jacobs	Payne (VA)	Whitfield
Johnson (SD)	Peterson (MN)	Wise
Jones	Pomeroy	Woolsey
Kelly	Poshard	Wyden
Kennedy (RI)	Rahall	
Kildee	Ramstad	

NOES—296

Abercrombie	Doolittle	King
Andrews	Dornan	Kingston
Archer	Doyle	Klink
Armey	Dreier	Klug
Bachus	Duncan	Knollenberg
Baessler	Dunn	Kolbe
Baker (CA)	Ehlers	LaFalce
Baker (LA)	Ehrlich	LaHood
Baldacci	Emerson	Lantos
Ballenger	English	Largent
Barcia	Eshoo	LaTourette
Barr	Everett	Laughlin
Barrett (NE)	Ewing	Lazio
Barrett (WI)	Fawell	Leach
Bartlett	Fazio	Levin
Barton	Fields (TX)	Lewis (CA)
Bass	Flanagan	Lewis (GA)
Bateman	Foley	Lewis (KY)
Beilenson	Forbes	Lightfoot
Bentsen	Fowler	Lincoln
Bereuter	Frank (MA)	Linder
Berman	Franks (CT)	Livingston
Bevill	Franks (NJ)	Lofgren
Bilirakis	Frelinghuysen	Longley
Bliley	Frisa	Lowe
Blute	Funderburk	Lucas
Boehlert	Gallely	Luther
Boehner	Ganske	Manzullo
Bonilla	Gekas	Markey
Bono	Gibbons	Martini
Borski	Gilchrest	Mascara
Boucher	Gillmor	Matsui
Brewster	Gonzalez	McCarthy
Browder	Goss	McCollum
Brown (CA)	Graham	McCrery
Bryant (TN)	Greenwood	McDade
Bunn	Gunderson	McDermott
Bunning	Gutknecht	McHale
Burton	Hancock	McKeon
Buyer	Hansen	McKinney
Callahan	Harman	Meehan
Calvert	Hastert	Meek
Cardin	Hastings (FL)	Metcalf
Castle	Hastings (WA)	Mfume
Chapman	Hayes	Mica
Chrysler	Hayworth	Miller (CA)
Clay	Hefley	Miller (FL)
Clayton	Hilliard	Mineta
Clement	Hinche	Minge
Clinger	Hobson	Mollohan
Coleman	Hoekstra	Moran
Collins (IL)	Horn	Morella
Combust	Houghton	Murtha
Cooley	Hoyer	Myrick
Cox	Hunter	Nadler
Cramer	Hyde	Neal
Crane	Inglis	Nethercutt
Cubin	Istook	Neumann
Cunningham	Jackson-Lee	Ney
Davis	Jefferson	Nussle
de la Garza	Johnson (CT)	Oberstar
Deal	Johnson, E. B.	Olver
DeLay	Johnson, Sam	Ortiz
Dellums	Johnston	Oxley
Deutsch	Kanjorski	Packard
Diaz-Balart	Kaptur	Parker
Dicks	Kasich	Paxon
Dixon	Kennedy (MA)	Payne (NJ)
Doggett	Kennelly	Pelosi
Dooley	Kim	Peterson (FL)

Petri	Schumer	Taylor (NC)
Pickett	Scott	Thomas
Pombo	Seastrand	Thornberry
Porter	Sensenbrenner	Tiahrt
Portman	Serrano	Torkildsen
Pryce	Shadegg	Torres
Quillen	Shaw	Torricelli
Quinn	Shays	Towns
Radanovich	Shuster	Upton
Rangel	Siskis	Vento
Regula	Skaggs	Visclosky
Richardson	Skeen	Waldholtz
Roberts	Slaughter	Walker
Rogers	Smith (NJ)	Walsh
Rohrabacher	Smith (TX)	Wamp
Ros-Lehtinen	Smith (WA)	Watt (NC)
Rose	Solomon	Waxman
Roth	Souder	Weldon (FL)
Roukema	Spence	Weldon (PA)
Roybal-Allard	Spratt	White
Royce	Stearns	Wicker
Sabo	Stockman	Williams
Salmon	Stokes	Wilson
Sanford	Studds	Wolf
Sawyer	Stump	Wynn
Scarborough	Talent	Young (FL)
Schaefer	Tanner	Zeliff
Schiff	Tauzin	Zimmer
Schroeder	Taylor (MS)	

NOT VOTING—17

Becerra	Hoke	Stark
Farr	Meyers	Thurman
Flake	Moakley	Tucker
Ford	Moorhead	Yates
Green	Reynolds	Young (AK)
Hall (OH)	Rush	

So the amendment was not agreed to.

After some further time,

The SPEAKER pro tempore, Mr. HASTINGS of Washington, assumed the Chair.

When Mr. COMBEST, Chairman, pursuant to House Resolution 201, reported the bill back to the House with sundry amendments adopted by the Committee.

The previous question having been ordered by said resolution.

Mr. LEWIS of California demanded a separate vote on the amendment numbered 66 (the STOKES amendment).

The following question having been ordered by said resolution:

Mr. LEWIS of California demanded a separate vote on the amendment numbered 66 (the STOKES amendment).

On page 8, line 9, strike "\$16,713,521,000" and insert "\$16,777,474,000".

On page 8, line 11, strike "\$771,000,000" and insert "\$789,000,000".

On page 8, after line 21, insert the following:

HEALTH PROFESSIONAL SCHOLARSHIP PROGRAM

For payment of health professional scholarship program grants, as authorized by law, to students who agree to a service obligation with the Department of Veterans Affairs at one of its medical facilities, \$10,386,000.

On page 20, line 25, strike "\$10,041,589,000" and insert "\$10,182,359,000".

On page 21, lines 18 through 21, strike the proviso and on p. 22, line 4, after the colon insert the following new proviso:

"Provided further, That of the amounts earmarked under this head for modernization of existing public housing projects, \$15,000,000 shall be used for the Tenant Opportunity Program."

On page 22, line 15, strike "\$1,000,000,000" and insert "\$1,440,770,000".

On page 23, line 7, after "Housing Act:" insert the following new proviso:

"Provided further, That of the funds earmarked in this appropriations Act for special needs housing, the Secretary may waive any provision of section 202 of the Housing Act of 1959 and section 811 of the National Affordable Housing Act (including the provisions governing the terms and conditions of

project rental assistance) that the Secretary determines is not necessary to achieve the objectives of these programs, or that otherwise impedes the ability to develop, operate or administer projects assisted under these programs, and may make provision for alternative conditions or terms where appropriate."

On page 24, line 1, strike "\$4,941,589,000" and insert "\$4,641,589,000".

On page 28, line 3, strike "\$576,000,000" and insert "\$676,000,000".

On page 30, line 15, strike "\$495,355,000" and insert "\$505,745,000".

On page 32, line 7, strike "\$302,056,000" and insert "\$308,290,000".

On page 32, line 14, after the last comma insert the following:

"That any amounts made available in any prior appropriation Act for the cost (as such term is defined in section 502 of the Congressional Budget Act of 1974) of guaranteed loans that are obligations of the funds established under section 238 or 519 of the National Housing Act that have not been made available for obligation or that are deobligated shall be available to the Secretary of Housing and Urban Development in connection with the making of such guarantees and shall remain available until expended, notwithstanding the expiration of any period of availability otherwise applicable to such amounts: *Provided further*, That any amounts of negative subsidy resulting in fiscal year 1996 from the sales of assigned mortgage notes or insurance actions that exceed the amounts of negative subsidy determined to be generated during such fiscal year, based on the assumptions specified in the President's Budget for such fiscal year, shall be available to the Secretary for the costs of any note sales or insurance actions, without regard to whether the source of the negative subsidy amount is a note sale or insurance action, and the last proviso of this paragraph shall not apply to such amounts so used in connections with insurance actions: *Provided further*,"

On page 33, after line 2, insert the following new paragraph:

"In addition, for the cost of guarantees for loans, as authorized by sections 238 and 519 of the National Housing Act (12 U.S.C. 1715z-3 and 1735c), \$69,620,000: *Provided*, That such costs, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974."

On page 33, line 16, strike "\$193,299,000" and insert "\$197,455,000".

On page 34, strike line 12 and all that follows through line 16 on page 35, and redesignate the subsections accordingly.

On page 39, lines 3, 10, and 16-17, strike the words "and the cost of any utilities".

On page 48, after line 25, insert the following new sections:

SEC. 211. EXTENSION OF MULTIFAMILY HOUSING FINANCE PROGRAM.—(a) Section 542(b)(5) of the Housing and Community Development Act of 1992 (12 U.S.C. 1707 note) is amended by striking "on not more than 15,000 units over fiscal years 1993 and 1994 and inserting "on not more than 7,500 units during fiscal year 1996."

(b) Section 542(c)(4) of the Housing and Community Development Act of 1992 (12 U.S.C. 1707 note) is amended by striking "on not to exceed 30,000 units over fiscal years 1993, 1994, and 1995" and inserting "on not more than 10,000 units during fiscal year 1995".

SEC. 212. DOCUMENTATION OF MULTIFAMILY REFINANCINGS.—Notwithstanding the 16th paragraph under the item relating to "ADMINISTRATIVE PROVISIONS" in title II of the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1995

(Public Law 103-327; 108 Stat. 2316), the amendments to section 223(b)(7) of the National Housing Act made by the 15th paragraph of such Act shall be effective during fiscal years 1996 and thereafter.

On page 54, line 17, strike the word "four" and insert the word "five" in lieu thereof.

On page 63, line 13, strike all after the comma to the end of the line 16 and insert the following in lieu thereof:

"That except for grants made under sec. 1443(a) of the Public Health Service Act, appropriations for programs and projects pursuant to the Federal Water Pollution Control Act made available under this heading shall be available only upon enactment of legislation reauthorizing such Act, and appropriations for programs and projects pursuant to other Acts made available under this heading shall be available only upon enactment of legislation specifically authorizing such appropriations."

On page 64, line 16, strike the number "\$320,000,000" and insert the number "\$235,500,000" in lieu thereof.

Page 87, after line 25, insert the following new section:

SEC. 519. (a) CONTRACTOR CONVERSION.—The Administrator of the Environmental Protection Agency shall cease any further hiring in the Agency's Office of Research and Development, and shall maintain the funding of all existing scientific and technical support contracts at not less than the current level.

(b) REPORT.—Not later than January 1, 1996, the head of the Office of Research and Development of the Environmental Protection Agency shall submit to the Congress a report on all staffing plans including the use of Federal and contract employees.

The question being put, *viva voce*, Will the House agree to the following amendment on which a separate vote had been demanded?

Page 53, line 18, strike "": *Provided*" and all that follows through "appropriate" on page 55, line 9.

Page 55, line 19, strike "*Provided*" and all that follows through "concerns" on page 59, line 3.

The SPEAKER pro tempore, Mr. HASTINGS of Washington, announced that the nays had it.

Mr. STOKES demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas 210
negative Nays 210

105.28

[Roll No. 605]

YEAS—210

Abercrombie
Ackerman
Andrews
Baldacci
Barcia
Barrett (WI)
Bass
Beilenson
Bentsen
Bereuter
Berman
Bevill
Bishop
Boehlert
Bonior
Borski
Boucher
Brown (CA)
Brown (FL)
Brown (OH)
Bryant (TX)
Cardin

Castle
Clay
Clayton
Clement
Clyburn
Coleman
Collins (IL)
Collins (MI)
Conyers
Costello
Coyne
DeFazio
DeLauro
Dellums
Deutsch
Diaz-Balart
Dicks
Dingell
Dixon
Doggett
Doyle
Durbin

Ehlers
Ehrlich
Engel
English
Eshoo
Evans
Farr
Fattah
Fawell
Fazio
Fields (LA)
Filner
Foglietta
Forbes
Fox
Frank (MA)
Franks (CT)
Franks (NJ)
Frost
Furse
Gejdenson
Gephardt

Gibbons
Gilchrest
Gillmor
Gilman
Gonzalez
Gordon
Goss
Greenwood
Gutierrez
Hamilton
Harman
Hastings (FL)
Hefner
Hilliard
Hinchey
Holden
Horn
Houghton
Hoyer
Jackson-Lee
Jacobs
Jefferson
Johnson (CT)
Johnson (SD)
Johnson, E. B.
Johnston
Kanjorski
Kaptur
Kelly
Kennedy (MA)
Kennedy (RI)
Kennelly
Kildee
Klecza
Klink
Klug
LaFalce
Lantos
LaTourette
Lazio
Leach
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren
Longley
Lowey

Luther
Maloney
Manton
Markey
Martinez
Martini
Mascara
Matsui
McCarthy
McDermott
McHale
McKinney
McNulty
Meehan
Meek
Menendez
Mfume
Miller (CA)
Mineta
Mink
Moran
Morella
Murtha
Nadler
Neal
Oberstar
Obey
Olver
Orton
Owens
Pallone
Pastor
Payne (NJ)
Pelosi
Peterson (FL)
Pomeroy
Porter
Quinn
Ramstad
Rangel
Reed
Regula
Richardson
Rivers
Ros-Lehtinen
Rose
Roukema
Roybal-Allard

Rush
Sabo
Sanders
Sanford
Sawyer
Saxton
Scarborough
Schiff
Schroeder
Schumer
Scott
Serrano
Shaw
Shays
Skaggs
Slaughter
Smith (NJ)
Spratt
Stokes
Studds
Stupak
Tanner
Taylor (MS)
Thompson
Thornton
Torkildsen
Torres
Torricelli
Towns
Upton
Velazquez
Vento
Visclosky
Ward
Waters
Watt (NC)
Waxman
Weldon (PA)
White
Williams
Wilson
Wise
Wolf
Woolsey
Wyden
Wynn
Young (FL)
Zimmer

NAYS—210

Allard
Archer
Armey
Bachus
Baesler
Baker (CA)
Baker (LA)
Ballenger
Barr
Barrett (NE)
Bartlett
Barton
Bateman
Bilbray
Bilirakis
Bliley
Blute
Boehner
Bonilla
Bono
Brewster
Browder
Brownback
Bryant (TN)
Bunn
Bunning
Burr
Burton
Buyer
Callahan
Calvert
Camp
Canady
Chabot
Chambliss
Chapman
Chenoweth
Christensen
Chrysler
Clinger
Coble
Coburn
Collins (GA)
Combest
Condit
Cooley
Cox
Cramer
Crane
Crapo

Cremeans
Cubin
Cunningham
Danner
Davis
de la Garza
Deal
DeLay
Dickey
Dooley
Doolittle
Dornan
Dreier
Duncan
Dunn
Edwards
Emerson
Ensign
Everett
Ewing
Fields (TX)
Flanagan
Foley
Fowler
Frelinghuysen
Frisa
Funderburk
Gallegly
Ganske
Gekas
Geren
Goodlatte
Goodling
Graham
Gunderson
Gutknecht
Hall (TX)
Hancock
Hansen
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Heineman
Herger
Hilleary
Hobson
Hoekstra
Hostettler

Hunter
Hutchinson
Hyde
Inglis
Istook
Johnson, Sam
Jones
Kasich
Kim
King
Kingston
Knollenberg
Kolbe
LaHood
Largent
Latham
Laughlin
Lewis (CA)
Lewis (KY)
Lightfoot
Lincoln
Linder
Livingston
Lucas
Manzullo
McCollum
McCrery
McDade
McHugh
McInnis
McIntosh
McKeon
Metcalf
Mica
Miller (FL)
Minge
Molinari
Mollohan
Montgomery
Moorhead
Myers
Myrick
Nethercutt
Neumann
Ney
Norwood
Nussle
Ortiz
Oxley
Packard

Parker	Salmon	Tate	Furse	Maloney	Rose	Oxley	Scarborough	Tauzin
Paxon	Schaefer	Tauzin	Gedjenson	Manton	Roukema	Packard	Schaefer	Taylor (NC)
Payne (VA)	Seastrand	Taylor (NC)	Gephardt	Markey	Roybal-Allard	Parker	Schiff	Tejeda
Peterson (MN)	Sensenbrenner	Tejeda	Geren	Martinez	Rush	Paxon	Seastrand	Thomas
Petri	Shadegg	Thomas	Gibbons	Martini	Sabo	Payne (VA)	Sensenbrenner	Thornberry
Pickett	Shuster	Thornberry	Gilchrist	Mascara	Sanders	Petri	Shadegg	Tiaht
Pombo	Sisisky	Tiaht	Gilman	Matsui	Sanford	Pickett	Shaw	Trafficant
Portman	Skeen	Trafficant	Gonzalez	McCarthy	Sawyer	Pombo	Shuster	Volkmer
Poshard	Skelton	Volkmer	Gordon	McDermott	Saxton	Portman	Skeen	Vucanovich
Pryce	Smith (MI)	Vucanovich	Greenwood	McHale	Schroeder	Pryce	Skelton	Waldholtz
Quillen	Smith (TX)	Waldholtz	Gutierrez	McKinney	Schumer	Quillen	Smith (MI)	Walker
Radanovich	Smith (WA)	Walker	Hamilton	McNulty	Scott	Radanovich	Smith (TX)	Walsh
Rahall	Solomon	Walsh	Harman	Meehan	Serrano	Ramstad	Smith (WA)	Wamp
Riggs	Souder	Wamp	Hastings (FL)	Meek	Shays	Regula	Solomon	Watts (OK)
Roberts	Spence	Watts (OK)	Hefner	Menendez	Sisisky	Riggs	Souder	Weldon (FL)
Roemer	Stearns	Weldon (FL)	Hilliard	Mfume	Skaggs	Roberts	Spence	Weller
Rogers	Stenholm	Weller	Hinchey	Miller (CA)	Slaughter	Rogers	Stearns	White
Rohrabacher	Stockman	Whitfield	Horn	Mineta	Smith (NJ)	Rohrabacher	Stenholm	Whitfield
Roth	Stump	Wicker	Hoyer	Minge	Spratt	Ros-Lehtinen	Stockman	Wicker
Royce	Talent	Zeliff	Jackson-Lee	Mink	Stokes	Roth	Stump	Wolf
			Jacobs	Moran	Studds	Royce	Talent	Young (FL)
			Jefferson	Morella	Stupak	Salmon	Tate	Zeliff
			Johnson (CT)	Murtha	Tanner			
			Johnson (SD)	Nadler	Taylor (MS)			
			Johnson, E. B.	Neal	Thompson			
			Johnston	Oberstar	Thornton			
			Kanjorski	Obey	Torkildsen			
			Kaptur	Olver	Torres			
			Kennedy (MA)	Orton	Torricelli			
			Kennedy (RI)	Owens	Towns			
			Kennelly	Pallone	Upton			
			Kildee	Pastor	Velazquez			
			Klecza	Payne (NJ)	Vento			
			Klink	Pelosi	Visclosky			
			LaFalce	Peterson (FL)	Ward			
			Lantos	Peterson (MN)	Waters			
			Leach	Pomeroy	Watt (NC)			
			Levin	Porter	Waxman			
			Lewis (GA)	Poshard	Weldon (PA)			
			Lincoln	Quinn	Williams			
			Lipinski	Rahall	Wilson			
			LoBiondo	Rangel	Wise			
			Lofgren	Reed	Woolsey			
			Longley	Richardson	Wyden			
			Lowe	Rivers	Wynn			
			Luther	Roemer	Zimmer			

NOT VOTING—14

Becerra	Hoke	Thurman
Flake	Meyers	Tucker
Ford	Moakley	Yates
Green	Reynolds	Young (AK)
Hall (OH)	Stark	

NOT VOTING—14

Becerra	Hoke	Thurman
Flake	Meyers	Tucker
Ford	Moakley	Yates
Green	Reynolds	Young (AK)
Hall (OH)	Stark	

So the amendment was not agreed to.
The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. STOKES moved to recommit the bill to the Committee on Appropriations with instructions to report the bill back to the House forthwith with the following amendment:

Page 59, line 3, before the period insert the following:

: *Provided further*, That any limitation set forth under this heading on the use of funds shall not apply when it is made known to the Federal official having authority to obligate or expend such funds that the limitation would restrict the ability of the Environmental Protection Agency to protect humans against exposure to arsenic, benzene, dioxin, lead, or any known carcinogen.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. HASTINGS of Washington, announced that the yeas had it.

Mr. STOKES demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas 198
negative Nays 222

¶105.29 [Roll No. 606]
YEAS—198

Abercrombie	Bryant (TX)	Dixon
Ackerman	Bunn	Doggett
Andrews	Cardin	Durbin
Baldacci	Castle	Ehlers
Barcia	Clay	Ehrlich
Barrett (WI)	Clayton	Engel
Bass	Clement	Eshoo
Beilenson	Clyburn	Evans
Bereuter	Coleman	Farr
Berman	Collins (IL)	Fattah
Bevill	Collins (MI)	Fazio
Bishop	Conyers	Fields (LA)
Blute	Costello	Filner
Boehlert	Coyne	Foglietta
Bonior	DeFazio	Forbes
Borski	DeLauro	Fox
Boucher	Dellums	Frank (MA)
Browder	Deutsch	Franks (CT)
Brown (FL)	Dicks	Franks (NJ)
Brown (OH)	Dingell	Frost

NAYS—222

Allard	Danner	Hostettler
Archer	Davis	Houghton
Armey	de la Garza	Hunter
Bachus	Deal	Hutchinson
Baesler	DeLay	Hyde
Baker (CA)	Diaz-Balart	Inglis
Baker (LA)	Dickey	Istook
Ballenger	Dooley	Johnson, Sam
Barr	Doolittle	Jones
Barrett (NE)	Dornan	Kasich
Bartlett	Doyle	Kelly
Barton	Dreier	Kim
Bateman	Duncan	King
Bentsen	Dunn	Kingston
Bilbray	Edwards	Klug
Bilirakis	Emerson	Knollenberg
Bliley	English	Kolbe
Boehner	Ensign	LaHood
Bonilla	Everett	Largent
Bono	Ewing	Latham
Brewster	Fawell	LaTourette
Brown (CA)	Fields (TX)	Laughlin
Brownback	Flanagan	Lazio
Bryant (TN)	Foley	Lewis (CA)
Bunning	Fowler	Lewis (KY)
Burr	Frelinghuysen	Lightfoot
Burton	Frisa	Lincoln
Buyer	Funderburk	Linder
Callahan	Gallely	Livingston
Calvert	Ganske	Lucas
Camp	Gekas	Manzullo
Canady	Gillmor	McCollum
Chabot	Goodlatte	McCrery
Chambliss	Goodling	McDade
Chenoweth	Goss	McHugh
Christensen	Graham	McIntosh
Chrysler	Gunderson	McKeon
Clinger	Gutknecht	Metcalf
Coble	Hall (TX)	Mica
Coburn	Hancock	Miller (FL)
Collins (GA)	Hansen	Molinari
Combest	Hastert	Mollohan
Condit	Hastings (WA)	Montgomery
Cooley	Hayes	Myers
Cox	Hayworth	Myrick
Cramer	Hefley	Nethercutt
Crane	Heineman	Neumann
Crapo	Herger	Ney
Creameans	Hilleary	Norwood
Cubin	Hobson	Nussle
Cunningham	Hoekstra	Ortiz
	Holden	Oxley

So the motion to recommit with instructions was not agreed to.

The question being put,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. HASTINGS of Washington, announced that pursuant to clause 7 of rule XV the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the { Yeas 228
affirmative Nays 193

¶105.30 [Roll No. 607]
YEAS—228

Archer	Cunningham	Hostettler
Armey	Danner	Houghton
Bachus	Davis	Hunter
Baker (CA)	de la Garza	Hutchinson
Baker (LA)	Deal	Hyde
Ballenger	DeLay	Inglis
Barr	Diaz-Balart	Istook
Barrett (NE)	Dickey	Johnson, Sam
Bartlett	Doolittle	Jones
Barton	Dornan	Kasich
Bass	Dreier	Kim
Bateman	Duncan	King
Bentsen	Dunn	Kingston
Bilbray	Ehlers	Klug
Bilirakis	Ehrlich	Knollenberg
Bliley	Emerson	Kolbe
Blute	English	LaHood
Boehner	Ensign	Largent
Bonilla	Everett	Latham
Bono	Ewing	LaTourette
Boucher	Fawell	Laughlin
Brewster	Fields (TX)	Lazio
Browder	Flanagan	Leach
Brownback	Foley	Lewis (CA)
Bryant (TN)	Fowler	Lewis (KY)
Bunn	Frelinghuysen	Lightfoot
Bunning	Frisa	Lincoln
Burr	Funderburk	Linder
Burton	Gallely	Livingston
Buyer	Ganske	Lucas
Callahan	Gekas	Manzullo
Calvert	Geren	McCollum
Camp	Gillmor	McCrery
Canady	Gilman	McDade
Chabot	Gonzalez	McHugh
Chambliss	Goodlatte	McIntosh
Chapman	Goodling	McKeon
Chenoweth	Goss	Metcalf
Christensen	Graham	Mica
Chrysler	Gunderson	Miller (FL)
Clinger	Gutknecht	Mollohan
Coble	Hall (TX)	Montgomery
Coburn	Hancock	Moorhead
Collins (GA)	Hansen	Myers
Combest	Hastert	Myrick
Condit	Hastings (WA)	Nethercutt
Cooley	Hayes	Neumann
Cox	Hayworth	Ney
Cramer	Heineman	Norwood
Crane	Herger	Nussle
Crapo	Hilleary	Ortiz
Creameans	Hobson	Oxley
Cubin	Hoekstra	
Cunningham	Holden	

Packard	Sanford	Tate
Parker	Scarborough	Tauzin
Paxon	Schiff	Taylor (MS)
Peterson (MN)	Seastrand	Taylor (NC)
Petri	Sensenbrenner	Thomas
Pickett	Shadegg	Thornberry
Pombo	Shaw	Tiahrt
Pomeroy	Shuster	Upton
Porter	Sisisky	Vucanovich
Portman	Skeen	Waldholtz
Pryce	Skelton	Walker
Quillen	Smith (MI)	Walsh
Radanovich	Smith (NJ)	Wamp
Ramstad	Smith (TX)	Watts (OK)
Regula	Smith (WA)	Weldon (FL)
Riggs	Solomon	Weller
Roberts	Souder	White
Rogers	Spence	Whitfield
Rohrabacher	Stearns	Wicker
Ros-Lehtinen	Stenholm	Wolf
Roth	Stockman	Young (FL)
Royce	Stump	Zeliff
Salmon	Talent	Zimmer

NAYS—193

Abercrombie	Greenwood	Oberstar
Ackerman	Gutierrez	Obey
Allard	Hamilton	Olver
Andrews	Harman	Owens
Baessler	Hastings (FL)	Pallone
Baldacci	Hefley	Pastor
Barcia	Hefner	Payne (NJ)
Barrett (WI)	Hilliard	Payne (VA)
Beilenson	Hinchey	Pelosi
Bereuter	Holden	Peterson (FL)
Berman	Horn	Poshard
Bevill	Hoyer	Quinn
Bishop	Jackson-Lee	Rahall
Boehlert	Jacobs	Rangel
Bonior	Jefferson	Reed
Borski	Johnson (CT)	Richardson
Brown (CA)	Johnson (SD)	Rivers
Brown (FL)	Johnson, E.B.	Roemer
Brown (OH)	Johnston	Rose
Bryant (TX)	Kanjorski	Roukema
Cardin	Kaptur	Roybal-Allard
Castle	Kelly	Rush
Clay	Kennedy (MA)	Sabo
Clayton	Kennedy (RI)	Sanders
Clement	Kennelly	Sawyer
Clyburn	Kildee	Saxton
Coleman	Klecza	Schaefer
Collins (IL)	Klink	Schroeder
Collins (MI)	LaFalce	Schumer
Conyers	Lantos	Scott
Costello	Levin	Serrano
Coyne	Lewis (GA)	Shays
DeFazio	Lipinski	Skaggs
DeLauro	LoBiondo	Slaughter
Dellums	Lofgren	Spratt
Deutsch	Longley	Stark
Dicks	Lowe	Stokes
Dingell	Luther	Studds
Dixon	Maloney	Stupak
Doggett	Manton	Tanner
Dooley	Markey	Tejeda
Doyle	Martinez	Thompson
Durbin	Martini	Thornton
Edwards	Mascara	Torkildsen
Engel	Matsui	Torres
Eshoo	McCarthy	Torricelli
Evans	McDermott	Towns
Farr	McHale	Trafigant
Fattah	McInnis	Velazquez
Fazio	McKinney	Vento
Fields (LA)	McNulty	Visclosky
Filner	Meehan	Volkmer
Foglietta	Meek	Ward
Forbes	Menendez	Waters
Fox	Mfume	Watt (NC)
Frank (MA)	Miller (CA)	Waxman
Franks (CT)	Mineta	Weldon (PA)
Franks (NJ)	Minge	Williams
Frost	Mink	Wilson
Furse	Molinari	Wise
Gejdenson	Moran	Woolsey
Gephardt	Morella	Wyden
Gibbons	Murtha	Wynn
Gilchrest	Nadler	
Gordon	Neal	

NOT VOTING—13

Becerra	Hoke	Tucker
Flake	Meyers	Yates
Ford	Moakley	Young (AK)
Green	Reynolds	
Hall (OH)	Thurman	

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶105.31 ORDER OF BUSINESS—
CONSIDERATION OF H.R. 2126

On motion of Mr. YOUNG of Florida, by unanimous consent,

Ordered, That during the consideration of the bill (H.R. 2126) making appropriations for the Department of Defense for the fiscal year ending September 30, 1996, and for other purposes, pursuant to the provisions of House Resolution 205, the Chairman of the Committee of the Whole may postpone until a time during further consideration in the Committee of the Whole a request for a recorded vote on any amendment, and that the Chairman of the Committee of the Whole may reduce to not less than five minutes the time for voting by electronic device on any postponed question that immediately follows another vote by electronic device without intervening business, providing that the time for voting by electronic device on the first in any series of questions shall be not less than 15 minutes.

¶105.32 DOD APPROPRIATIONS

The SPEAKER pro tempore, Mr. HASTINGS of Washington, pursuant to House Resolution 205 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2126) making appropriations for the Department of Defense for the fiscal year ending September 30, 1996, and for other purposes.

The SPEAKER pro tempore, Mr. HASTINGS, by unanimous consent, designated Mr. SENSENBRENNER as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. BONILLA, assumed the Chair.

When Mr. SENSENBRENNER, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶105.33 ADJOURNMENT OF CONGRESS

Mr. SENSENBRENNER, by unanimous consent, submitted the following concurrent resolution (H. Con. Res. 89):

Resolved by the House of Representatives (the Senate concurring). That, notwithstanding the provisions of section 132(a) of the Legislative Reorganization Act of 1946 (2 U.S.C. 198(a)), the House of Representatives and the Senate shall not adjourn for a period in excess of three days, or adjourn sine die, until both Houses of Congress have adopted a concurrent resolution providing either for an adjournment (in excess of three days) to a day certain or for adjournment sine die.

When said concurrent resolution was considered and agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶105.34 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mrs. THURMAN, for today; and
To Mr. YOUNG of Alaska, for today and balance of the week.

And then,

¶105.35 ADJOURNMENT

On motion of Mr. PALLONE, at 10 o'clock and 17 minutes p.m., the House adjourned.

¶105.36 REPORTS OF COMMITTEES ON
PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. ROBERTS: Committee on Agriculture. H.R. 701. A bill to authorize the Secretary of Agriculture to convey lands to the city of Rolla, MO; with an amendment (Rept. No. 104-215). Referred to the Committee of the Whole House on the State of the Union.

Mr. ROBERTS: Committee on Agriculture. H.R. 1874. A bill to modify the boundaries of the Talladega National Forest, Alabama; with an amendment (Rept. No. 104-216). Referred to the Committee of the Whole House on the State of the Union.

Mr. SHUSTER: Committee on Transportation and Infrastructure. H.R. 2017. A bill to authorize an increased Federal share of the costs of certain transportation projects in the District of Columbia for fiscal years 1995 and 1996, and for other purposes; with an amendment (Rept. No. 104-217 Pt. 1). Referred to the Committee of the Whole House on the State of the Union.

Mr. YOUNG of Alaska: Committee on Resources. H.R. 1675. A bill to amend the National Wildlife Refuge System Administration Act of 1966 to improve the management of the National Wildlife Refuge System, and for other purposes; with an amendment (Rept. No. 104-218). Referred to the Committee of the Whole House on the State of the Union.

¶105.37 TIME LIMITATION OF REFERRED
BILL

Pursuant to clause 5 of rule X the following action was taken by the Speaker:

H.R. 2017. Referral to the Committee on Government Reform and Oversight extended for a period ending not later than July 31, 1995.

¶105.38 SUBSEQUENT ACTION ON A
REPORTED BILL

Under clause 5 of rule X, the following action was taken by the Speaker:

H.R. 2017. The Committee on Government Reform and Oversight discharged.

H.R. 2017 referred to the Committee of the Whole House on the State of the Union.

¶105.39 PUBLIC BILLS AND RESOLUTIONS

Under clause 5 of rule X and clause 4 of rule XXII, public bills and resolutions were introduced and severally referred as follows:

By Mr. SCHIFF (for himself, Mr. FAWELL, Mr. HASTERT, Mr. WAMP, Mr. BAKER of California, and Mrs. MORELLA):

H.R. 2142. A bill to promote the scientific, technological, and the national security interests and industrial well-being of the United States through establishing missions

for and streamlining Department of Energy laboratories, and for other purposes; to the Committee on Science, and in addition to the Committee on National Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ACKERMAN (for himself, Mr. ABERCROMBIE, Mr. BORSKI, Mr. BROWN of California, Mr. DEFazio, Mr. DEUTSCH, Mr. ENGEL, Mr. FARR, Mr. FAWELL, Mr. FRANK of Massachusetts, Ms. FURSE, Mr. GILMAN, Mr. GONZALEZ, Mr. GUTIERREZ, Mr. HINCHAY, Mr. JACOBS, Mr. JOHNSTON of Florida, Mr. KLECZKA, Mr. LANTOS, Mr. LEWIS of Georgia, Mr. LIPINSKI, Mrs. LOWEY, Mr. MCDERMOTT, Mr. MANTON, Mrs. MALONEY, Mr. MARKEY, Mr. MARTINEZ, Mr. MINETA, Mrs. MINK of Hawaii, Mr. MORAN, Mr. NADLER, Mr. OWENS, Mr. PORTER, Ms. ROYBAL-ALLARD, Mrs. SCHROEDER, Mr. SCHUMER, Mr. SHAYS, Mr. STARK, Mr. TORRICELLI, Mr. TOWNS, Mr. VENTO, Mr. WAXMAN, and Mr. YATES):
H.R. 2143. A bill to amend the Packers and Stockyards Act, 1921, to make it unlawful for any stockyard owner, market agency, or dealer to transfer or market nonambulatory cattle, sheep, swine, horses, mules, or goats, and for other purposes; to the Committee on Agriculture.

By Mr. BARRETT of Nebraska (for himself, Mr. HAMILTON, Mr. JACOBS, Mr. SKELTON, Mr. EMERSON, Mr. VOLKMER, Mr. BEREUTER, Mr. FUNDERBURK, Mr. EHLERS, Mr. BROWNBARK, Mr. KINGSTON, Mr. BRYANT of Tennessee, Mr. BUNNING of Kentucky, Mr. HEINEMAN, and Mr. CHAMBLISS):

H.R. 2144. A bill to amend title 49, United States Code, in a manner which ensures to a greater degree the ability of utility providers to establish, improve, operate, and maintain utility structures, facilities, and equipment for the benefit, safety, and well-being of consumers by removing limitations on maximum driving and on-duty time in regard to utility vehicle operators and drivers, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. GILCHREST (for himself, Mr. SHUSTER, Mr. MINETA, Mr. WISE, and Mr. WICKER):

H.R. 2145. A bill to reauthorize and make reforms to programs authorized by the Public Works and Economic Development Act of 1965 and the Appalachian Regional Development Act of 1965; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Banking and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. JOHNSON of Connecticut:
H.R. 2146. A bill to amend the Internal Revenue Code of 1986 to extend the nonconventional fuel tax credit; to the Committee on Ways and Means.

By Mr. ROBERTS (for himself, Mr. LUCAS, and Mrs. CHENOWETH):

H.R. 2147. A bill to amend the Federal Crop Insurance Act to permit producers greater discretion in deciding to purchase catastrophic risk protection and to amend the Agricultural Act of 1949 to clarify the prevented planting rule for the calculation of crop acreage bases; to the Committee on Agriculture.

By Mr. SENSENBRENNER:

H. Con. Res. 89. Concurrent resolution waiving provisions of the Legislative Reorganization Act of 1970 requiring adjournment of Congress by July 31; considered and agreed to.

¶105.40 MEMORIALS

Under clause 4 of rule XXII, memorials were presented and referred as follows:

145. By the SPEAKER: Memorial of the House of Representatives of the State of Maine, relative to memorializing the Administrator of the Environmental Protection Agency to require development of a gasoline that reduces ozone without endangering health; to the Committee on Commerce.

146. Also, memorial of the House of Representatives of the State of Texas, relative to requesting the Congress of the United States to continue its efforts to determine the location and status of all U.S. military personnel still missing in Southeast Asia; to the Committee on International Relations.

¶105.41 ADDITIONAL SPONSORS

Under clause 4 of rule XXII, sponsors were added to public bills and resolutions as follows:

H.R. 60: Mr. BONO and Mr. CANADY.
H.R. 533: Mr. EHLERS.
H.R. 580: Mr. PETERSON of Minnesota, Mr. SANDERS, and Mr. MINETA.
H.R. 743: Mr. LATHAN and Mr. HANSEN.
H.R. 784: Mr. MCCOLLUM.
H.R. 789: Mr. GALLEGLY.
H.R. 863: Mr. SANDERS.
H.R. 940: Mr. DICKS, Mr. FLAKE, Ms. MCKINNEY, Mr. TUCKER, Ms. WATERS, and Mr. PALLONE.
H.R. 1226: Mr. EMERSON, Mr. ANDREWS, and Mr. LINDER.
H.R. 1423: Mr. SMITH of New Jersey, Mr. LIPINSKI, Mr. WAXMAN, Mr. BORSKI, Mr. DELUMS, Mr. MINETA, Mr. KENNEDY of Massachusetts, and Ms. DELAURO.
H.R. 1594: Mr. CALVERT.
H.R. 1619: Mr. CALVERT, Mr. HUNTER, and Mr. LOBIONDO.
H.R. 1687: Mr. FOX, Mr. ANDREWS, Mr. PALLONE, and Mr. HINCHEY.
H.R. 1821: Mr. HORN, Mr. BILBRAY, Mr. WALSH, Mr. RIGGS, and Mr. DOOLITTLE.
H.R. 1833: Mr. DEAL of Georgia, Mr. DELAY, Mr. POMBO, Mr. SOUDER, and Mr. DICKEY.
H.R. 1846: Mr. BEREUTER and Mr. BONIOR.
H.R. 1974: Mr. HOEKSTRA.
H.R. 1978: Mr. ROHRBACHER.
H.R. 1980: Ms. NORTON, Mr. TORRES, Mr. SCHUMER, Mr. BECERRA, Mr. TEJEDA, Mr. ROMERO-BARCELO, Mr. ABERCROMBIE, and Mr. FLAKE.
H.R. 2045: Mr. MCDERMOTT.
H.J. Res. 70: Mr. PAYNE of New Jersey.
H. Res. 174: Mrs. MORELLA, Mr. CARDIN, Mr. LEWIS of Georgia, Mr. WATT of North Carolina, and Ms. FURSE.
H. Res. 200: Mr. FORBES.

TUESDAY, AUGUST 1, 1995 (106)

¶106.1 DESIGNATION OF SPEAKER PRO TEMPORE

The House was called to order, at 9 o'clock a.m., by the SPEAKER pro tempore, Mr. CLINGER, who laid before the House the following communication:

WASHINGTON, DC,
August 1, 1995.

I hereby designate the Honorable WILLIAM F. CLINGER, JR., to act as Speaker pro tempore on this day.

NEWT GINGRICH,
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Friday, May 12, 1995, Members were recognized for "morning hour" debates.

¶106.2 RECESS—9:47 A.M.

The SPEAKER pro tempore, Mr. CLINGER, pursuant to clause 12 of rule

I, declared the House in recess until 10 o'clock a.m.

¶106.3 AFTER RECESS—10:00 A.M.

The SPEAKER pro tempore, Mr. DUNCAN, called the House to order.

¶106.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. DUNCAN, announced he had examined and approved the Journal of the proceedings of Monday, July 31, 1995.

Pursuant to clause 1, rule I, the Journal was approved.

¶106.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XXIV, were referred as follows:

1284. A letter from the Deputy Chief, Programs and Legislation Division (Office of Legislative Liaison), Department of the Air Force, transmitting the Secretary's determination that it is in the public interest to award the evolved expendable launch vehicle [EELV] low cost concept validation [LCCV] module contracts using other than full and open competition, pursuant to 10 U.S.C. 2304(C)(7); to the Committee on National Security.

1285. A letter from the Chief of Legislative Affairs, Department of the Navy, transmitting notification that the Department intends to renew lease of one naval vessel to the Government of New Zealand, pursuant to 10 U.S.C. 7307(b)(2); to the Committee on National Security.

1286. A letter from the Secretary of Education, transmitting a compilation and analysis of reports submitted by States in accordance with the Stewart B. McKinney Homeless Assistance Act, pursuant to 42 U.S.C. 11434(b)(5); to the Committee on Banking and Financial Services.

1287. A letter from the Secretary of the Treasury, transmitting the Department's third monthly report to Congress, as required by section 404 of the Mexican Debt Disclosure Act of 1995, pursuant to Public Law 104-6, section 404(a) (109 Stat. 90); to the Committee on Banking and Financial Services.

1288. A letter from the Secretary of the Treasury, transmitting the annual audit of the Student Loan Marketing Association [Sallie Mae] for the year ending December 31, 1994, pursuant to 20 U.S.C. 1087-2(k); to the Committee on Economic and Educational Opportunities.

1289. A letter from the Secretary of Education, transmitting final regulations—centers for independent living—compliance indicators, pursuant to 20 U.S.C. 1232(d)(1); to the Committee on Economic and Educational Opportunities.

1290. A letter from the Secretary of Education, transmitting final regulations—nonprocurement debarment and suspension, student assistance general provisions, and Federal Family Education Loan Program, pursuant to 20 U.S.C. 1232(d)(1); to the Committee on Economic and Educational Opportunities.

1291. A letter from the Administrator, Energy Information Administration, transmitting the Department's report entitled, "Uranium Purchases Report 1994," pursuant to 42 U.S.C. 2296b-5; to the Committee on Commerce.

1292. A letter from the Secretary of Health and Human Services, transmitting the 1990-